

Washington, Saturday, February 24, 1945

Regulations

TITLE 5-ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 22—REGULATIONS GOVERNING APPEALS OF PREFERENCE ELIGIBLES UNDER THE Veterans' Preference Act of 1944

MISCELLANEOUS AMENDMENTS

In § 22.2 (9 F.R. 13189) paragraph (c) is amended as follows:

§ 22.2 Notification of proposed actions; charges and opportunity for answer

(c) Status of an employee during period of advance notice. The advance written notice which is required when a proposed adverse action is sought by an employing agency shall be submitted to the employee at least thirty (30) days before the effective date of such proposed action, and during such thirty (30) day period the employee shall continue in an active duty status; but in cases of furlough without pay due to unforeseeable circumstances such as sudden breakdowns in equipment or acts of God, advance notice shall not be necessary.

In exceptional cases where the circumstances are such that the retention of the employee in an active duty status during the thirty (30) day period may result in damage to Government property, would be otherwise detrimental to the interests of the Government, or would be injurious to the employee, his fellow workers or the general public, and the employee cannot during such period be temporarily assigned to duties in which these conditions would not exist. he shall be placed on annual leave: Provided, He has sufficient annual leave to his credit to cover the required period, and otherwise, suspended for such period or periods during the thirty (30) days as the circumstances warrant: Provided, That a certificate is filed by the administrative officer in the records of the employing agency setting forth the specific circumstances in such exceptional cases. The reasonableness of such exceptions, including suspensions, will be considered in connection with the entire case in the event that the employee subsequently appeals from the final adverse decision reached by the administrative officer.

In § 22.4 (9 F.R. 13189) paragraphs (a) and (b) are amended as follows:

§ 22.4 Appeals to the Commission-(a) Right to appeal. After receipt by the employee of notice of an adverse decision such employee may, as a matter of right, appeal to the Commission immediately or within a reasonable time thereafter. The Commission will not entertain a request for consideration or review of any action under section 14 of the Veterans' Preference Act of 1944 prior to the receipt by the employee from the administrative officer of the adverse decision making effective the discharge, suspension for more than 30 days, furlough without pay, or reduction in rank or compensation.

(b) Time limit for filing appeals. (1) Thirty (30) days from the date of receipt of notice of an adverse decision shall be considered a reasonable time to prepare and submit an appeal under this regulation, but the Commission may, in its discretion, and where good cause is shown for failure to file the appeal within the prescribed period, consider appeals submitted after the expiration of thirty (30)

Section 22.7 (9 F.R. 13169) is amended as follows:

§ 22.7 Preliminary consideration of appeals in the Commission. When an appeal is received it will be examined for the purpose of determining whether or not it is within the scope of Public Law 359 and the regulations in this part. If the determination is that it is not, the

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employee will be so advised and informed as to the basis for such determination. Thereafter the employee or his designated representative may make request for reconsideration of this determination and may submit evidence and make representations in support of his request. The record will then be considered and the employee or his designated representative advised as to the decision reached. If it is found to be an appeal within the purview of Public Law 359 and the regulations in this part it will be docketed for investigation and adjudication and the employee or his designated representative and the employing agency will be so advised.

In § 22.9 (9 F.R. 13189) subparagraph (2) of paragraph (b) is repealed, and

paragraphs (b), (e), and (g) are amended as follows:

§ 22.9 Hearings. * (b) Notice of hearings and where scheduled. The hearing will be scheduled at Washington, D. C., or at any regional office or branch regional office and notifications thereof transmitted to the appellant or his designated representative and to the employing agency, advising the latter that it may participate, and informing both parties of a right to produce evidence and witnesses.

(e) Testimony taken under oath, record of hearing; not open to public. The testimony at hearings shall be under oath. Hearings will be recorded stenographically. Hearings will not be open to the general public or the press and attendance shall be limited to persons having a direct connection with the appeal.

(g) Transcripts of hearing. Copies of transcripts of hearing will not be for

Section 22.12 (9 F.R. 13189) is repealed,

Note: Amendment of paragraph (c) of \$22.2 approved January 25, 1945. Amendments of paragraphs (a) and (b) of \$23.4 approved January 30, 1945. Amendments of §\$22.7, 22.9 and repeal of \$22.12 approved January 29, 1945.

By the United States Civil Service Commission.

[SEAL]

H. B. MITCHELL. President.

[F. R. Doc. 45-2938; Filed, Feb. 23, 1916; 9:09 a. m.]

TITLE 10-ARMY WAR DEPARTMENT Chapter I-Aid of Civil Authorities and **Public Relations**

PART 107-MANUFACTURE OF DECORATIONS

MANUFACTURE, SALE, POSSESSION, AND WEAR-ING OF DECORATIONS, MEDALS, LAPEL BUTTONS, BARS, BADGES, SERVICE RIBEONS AND INSIGNIA

The following amendments and additions to the regulations contained in Part 107 are hereby prescribed.

The first portion of § 107.2 (9 F.R. 2681) is amended to read as follows:

§ 107.2 Decorations. Except as provided in § 107.3 (a) (11)

In section 107.3 (9 F.R. 2681) subparagraphs (9) to (13) are redesignated (10) to (14) and subparagraphs (9), (15) and (16) are added as set forth below:

§ 107.3 Medals, etc. (a) Authority may be granted to sell or manufacture

(9) Miniature aviation badges (except flight nurse)

(15) Combat and expert infantryman

(16) Miniature combat and expert infantryman badges.

In section 107.5 (9 F.R. 2681) paragraph (c) is redesignated (d) and new paragraph (c) is added as set forth below.

§ 107.5 Certificate of authority. * * *

(c) Certificate of authority will be posted conspicuously in the place of business.

Section 107.7 (9 F.R. 2681) is amended by the addition of subparagraph (6).

§ 107.7 Sales, to whom authorized.

(6) Civilians 'authorized to Wear badges awarded by the War Department for marksmanship upon exhibition of specific authority signed by the Director of Civilian Marksmanship. (42 Stat. 1286 as amended by 45 Stat. 437; 10 U.S.C. 1425 and 47 Stat. 342 as amended by 53 Stat. 752; 18 U.S.C. 76a, 76b) IAR 600-90, 24 Feb. 1944 as amended 3 Feb. 19451

[SEAL]

J. A. ULIO, Major General, The Adjutant General.

[F. R. Doc. 45-2937; Filed, Feb. 22, 1945; 4:45 p. m.]

Chapter IX-Transport

PART 903—TRANSPORTATION OF INDIVIDUALS
MISCELLANEOUS AMENDMENTS

The following amendments and additions to the regulations contained in Part 903 are hereby prescribed.

Sections 903.3 and 903.5 (a) are revised; a new subparagraph designated (2) is added to paragraph (a) in § 903.7 (8 F.R. 7306) § 903.25 is rescinded. The sections amended are set forth below

§ 903.3 Civilian witnesses before military courts; not in Government employ. Civilians not in Government employ are paid mileage and will not be furnished with Government transportation; except that, when in the opinion of local commanding officers commercial transportation is inadequate, such civilian witnesses may be transported in Government-owned motor vehicles. When such transportation is furnished, a deducted from any payment for mileage otherwise due.

§ 903.5 Enlisted personnel upon discharge or relief or relase from active duty—(a) Normal discharge or relief or release from active duty. There is no authority of law for issuing a transportation request to an enlisted person on discharge or relief or release from active duty for any distance for which the law provides that such person receive travel pay at the rate of 5 cents per mile. See AR 35-2560.1

§ 903.7 Checkable personal baggage—
(a) Definition, * * *

(2) Railroad tariffs contain a provision that baggage must be inclosed in receptacles provided with handles or other suitable means for attaching checks. When tendered to carriers for transportation as checked baggage, trunk lockers or other receptacles without handles will either be provided with securely fastened handles or will be bound securely around both lengths with rope.

§ 903.25 Passengers on Army transports. [Rescinded]

(R.S. 161; Stat. 604; 49 Stat. 421, 5 U.S.C. 22; 10 U.S.C. 756, 756b) [Pars. 15, 19, 22 AR 55-120, April 1943 as amended by C12, 8 February 1945; Sec. IV Cir. 444, 20 November 1944]

[SEAL]

J. A. ULIO, Major General, The Adjutant General.

[F. R. Doc. 45-2959; Filed, Feb. 23, 1945; 11:26 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission
[Docket No. 0046]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IMPERIAL CANDY CO.

§ 3.99 (b) Using or selling lottery devices—In merchandising. In connection with the offering for sale, sale and distribution of peanuts or any other merchandise in commerce, (1) selling, etc. peanuts or any other merchandise so packed and assembled that sales of such peanuts or other merchandise to the public are to be made or, due to the manner in which such merchandise is packed and assembled at the time it is sold by respondent, may be made by means of a game of chance, gift enterprice or lottery scheme; (2) supplying etc. others with punch boards, push or pull cards, Whirling Derbies, or other lottery devices, either with assortments of peanuts or other merchandise or separately, which said punch boards, push or pull cards, Whirling Darbles, or other lottery devices are to be used or may be used in selling or distributing such peanuts or other merchandise to the public; or (3) selling, etc., any merchandise by means of a game of chance, gift enterprise, or lottery scheme; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C. sec. 45b) [Modified cease and desist order, Imperial Candy Company, Docket 5046, January 22, 19451

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22d day of January, A. D. 1945.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts, and the Commission

having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Imperial Candy Company, a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of peanuts or any other merchandize in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Selling or distributing peanuts or any other merchandise so packed and assembled that sales of such peanuts or other merchandise to the public are to be made or, due to the manner in which such merchandise is packed and assembled at the time it is sold by respondent, may be made by means of a game of chance, gift enterprise or lottery scheme.

2. Supplying to or placing in the hands of others punch boards, push or pull cards, Whirling Darbies, or other lottery devices, either with assortments of peanuts or other merchandise or separately, which said punch boards, push or pull cards, Whirling Darbies, or other lottery devices are to be used or may be used in selling or distributing such peanuts or other merchandise to the public.

3. Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme.

chance, gift enterprise, or lottery scheme. It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL]

Otis B. Johnson, Secretary.

[P. R. Doc. 45-2343; Filed, Feb. 23, 1945; 11:17 c. m.]

TITLE 32-NATIONAL DEFENSE

Chapter VI-Selective Service System

~ [Amdt. 224]

PART 622—CLASSIFICATION

OCCUPATIONAL DEFERMENTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 622.21 to read as follows:

§ 622.21 Class-II-A. Man supporting the national health, safety, or interest. (a) In Class II-A shall be placed any registrant age 18 through 29:

(1) Who is found to be "necessary to and regularly engaged in" an activity in support of the national health, safety, or interest and who meets all other standards for deferment which have been established by the Director of Selective Service for registrants in this age group;

(2) Who is found to be disqualified for any military service or to be qualified

²Administrative Army Regulations pertaining to travel pay of enlisted men upon discharge.

for limited military service only and to be "regularly engaged in" an activity in support of the national health, safety, or interest.

(b) In Class II-A shall be placed any registrant age 30 through 33:

(1) Who is found to be "necessary to and regularly engaged in" an activity in support of the national health, safety, or interest; or

(2) Who is found to be disqualified for any military service or to be qualified for limited military service only and to be "regularly engaged in" an activity in support of the national health, safety, or interest.

(c) In Class II-A shall be placed any registrant age 34 through 37 who is found to be "regularly engaged in" an activity in support of the national health,

safety, or interest.

2. Amend § 622.22 to read as follows:

§ 622.22 Class II-B: Man in war production. (a) In Class II-B shall be placed any registrant age 18 through 29:

(1) Who is found to be "necessary to and regularly engaged in" an activity in war production and who meets all other standards for deferment which have been established by the Director of Selective Service for registrants in this age group; or

(2) Who is found to be disqualified for any military service or to be qualified for limited military service only and to be "regularly engaged in" an activity

in war production.

(b) In Class II-B shall be placed any

registrant age 30 through 33:

(1) Who is found to be "necessary to and regularly engaged in" an activity in war production: or

- (2) Who is found to be disqualified for any military service or to be qualified for limited military service only and to be "regularly engaged in" an activity in war production.
- (c) In Class II-B shall be placed any registrant age 34 through 37 who is found to be "regularly engaged in" an activity in war production.
 - 3. Amend § 622.25-1 to read as follows:
- § 622.25-1 Class II-C: Man in agri-culture. (a) In Class II-C shall be placed any registrant age 18 through 29 or age 30 through 33:
- (1) Who is found to be "necessary_to and regularly engaged in" an agricultural occupation or endeavor essential to the war effort and for whom a satisfactory replacement cannot be obtained;
- (2) Who is found to be disqualified for any military service or to be qualified for limited military service only and to be "regularly engaged in" an agricultural occupation or endeavor essential to the war effort.
- (b) In Class II-C shall be placed any registrant age 34 through 37 who is found to be "regularly engaged in" an agricultural occupation or endeavor essential to the war effort.
- Amend paragraph (b) of § 622.25-2 (9 F.R. 4385, 5201) to read as follows:
- § 622.25-2 Length of deferments in Class II-C.

(b) At the expiration of the period of a registrant's deferment in Class II-C, his classification shall be reopened. The registrant should be continued in Class II-C for a further period of six months or less if such classification is warranted. A registrant, age 18 through 33 (other than a registrant who has been found to be disqualified for any military service or to be qualified for limited military service only) shall not be continued in Class II-C unless the local board is satisfied that a satisfactory replacement cannot be obtained. The same rules shall apply when again classifying a registrant at the end of each successive period for which he has been classified in Class II-C.

The foregoing amendments to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

> LEWIS B. HERSHEY. _ Director

FEBRUARY 20, 1945.

[F. R. Doc. 45-2928; Filed, Feb. 22, 1945; 2:20 p. m.]

[Amdt. 285]

PART 629—PHYSICAL EXAMINATION PREINDUCTION EXAMINATION

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend paragraph (b) of § 629.2 (9 F.R. 440, 1415; 10 F.R. 289) to read as follows:

§ 629.2 Order to report for preinduction physical examination. *

(b) In filling a preinduction physical examination call, the local board, in the sequence provided in this paragraph, shall mail an Order to Report-Preinduction Physical Examination (Form 215) to specified registrants who have been classified in Class I-A or Class I-A-O, without regard to whether the registrant has requested or will request a personal appearance before the local board and without regard to whether an appeal has been or will be taken. The local board, in filling such preinduction physical examination call, shall, so far as is practicable, select and order to report for preinduction physical examination such specified registrants in the order of the groups listed below.

(1) Volunteers in the sequence they have volunteered for induction:

(2) Nonfathers in the sequence of their order numbers except that a nonfather placed in Class I-A or Class I-A-O because he left an agricultural occupation or endeavor or because he left an activity in support of the national health, safety, or interest or in war production without a determination of his local board favorable to such leaving shall, regardless of his order number, be ordered to report for preinduction physical examination before any other nonfather; and

(3) Fathers in the sequence of their order numbers except that a father placed in Class I-A or Class I-A-O because he left an agricultural occupation or endeavor or because he left an activity in support of the national health, safety, or interest or in war production without a determination of his local board favorable to such leaving shall, regardless of his order number, be ordered to report for preinduction physical examination before any other father.

The foregoing amendment to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Reg ister and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY, Director

FEBRUARY 21, 1945.

[F. R. Doc. 45-2929; Filed, Feb. 22, 1945; 2:20 p. m.]

[Amdt. 286]

PART 632-INDUCTION CALLS

MANNER OF SELECTING REGISTRANTS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend paragraph (a) of § 632.4 (10 F.R. 290) to read as follows:

§ 632.4 Manner of selecting registrants to fill an induction call for men qualified for general military service. (a) In filling an induction call for specified men who have been found qualified for general military service, the local board, so far as possible, shall, in the sequence provided in paragraph (b) of this section, select and order to report for induction specified men ages 18 through 29, and to fill the balance of the call shall, in the sequence provided in paragraph (b) of this section, then select and order to report for induction specified men ages 30 through 37. The specified men so selected and ordered to report for induction shall be men to whom the local board has mailed a Certificate of Fitness (Form 218) at least 21 days before the date fixed for induction who are available for induction and have been found qualified for general military service and who are not deferred, exempted, or relieved from liability or postponed from induction under the selective service law; provided that a registrant who has been placed in Class I-A or Class I-A-O because he is a delinquent may be selected and ordered to report for induction to fill an induction call notwithstanding the fact that he has not been found qualified for general military service and has not been mailed a Certificate of Fitness (Form 218)

2. Amend § 632.4-1 (10 F.R. 290) to read as follows:

§ 632.4-1 Manner of selecting registrants pursuant to an induction call for men acceptable for military service. In selecting and ordering to report for induction men pursuant to an induction call for specified men who have been found acceptable for military service, but who have not been found qualified for general military service, the local board shall select and order to report for induction such specified men in the manner and sequence of groups provided in § 632.4.

The foregoing amendments to the Selective Service regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

> LEWIS B. HERSHEY, Director.

FEBRUARY 21, 1945.

[F. R. Doc. 45-2930; Filed, Feb. 22, 1945; 2:20 p. m.]

Chapter VIII-Foreign Economic Administration

Subchapter B-Export Control

[Amdt. 288]

PART 802—GENERAL LICENSES

BELGIUM; ADDITION TO LIST OF DESTINATIONS

Section 802.25 General License "G-POST" is hereby amended in the following particulars:

Group II of subparagraph (1) of paragraph (b) is amended by adding Belgium to the list of destinations set forth there-

This amendment shall become effective immediately.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong., Pub. Law 238, 77th Cong., Pub. Law 397, 78th Cong., E.O. 9361; 8 F.R. 9861, Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081, Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: February 21, 1945.

- S. H. LEBENSBURGER, Director

Requirements and Supply Branch, Bureau of Supplies.

[F. R. Doc. 45-2927; Filed, Feb. 22, 1945; 1:58 p. m.]

[Amdt. 289]

PART 802-GENERAL LICENSES

ELECTRIC WATT-HOUR LIETERS; ADDITION TO LIST

Section 802.25 General Ucense "G-POST" is hereby amended in the following particulars:

Paragraph (d) is amended by adding to the list of commodities set forth therein the following commodity with the value limit specified opposite such commodity:

Commodity and

Schedule B No.1 Valua limit Electric watt-hour meters, 7035.00 ___ None

This amendment shall be effective March 2, 1945, except that any of the above commodities mailed prior to the effective date may be exported under the previous general license provisions.

(Sec. 6, 54 Stat. 714: Pub. Law 75, 77th Cong., Pub. Law 233, 77th Cong., Pub. Law 397, 78th Cong., E.O. 9361, 8 F.R. 9861, Order No. 1, 8 F.R. 9938; E.O. 9389, 8 F.R. 13081; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 F.R. 16320)

Dated: February 17, 1945.

S. H. LEBERSBURGER, Director,

Requirements and Supply Branch, Bureau of Supplies.

[F. R. Doc. 45-2981; Filed, Feb. 23, 1945; 11:52 a. m.]

[Amdt. 230]

PART 802-GUNERAL LICENSES

ELECTRIC WATT-HOUR METERS, ADDITION TO LIST

Section 802.10 General license "GLV" is hereby amended in the following particulars:

Subparagraph (3) of paragraph (b) is amended by adding to the list of commodities therein the following commodity:

Electric watt-hour meters.

Shipments of the above commodity which were on dock, on lighter, laden aboard the exporting carrier, or in transit to ports of exit pursuant to actual orders for export prior to the effective date of this amendment may be exported under the previous general license provisions. Shipments moving to a vessel subsequent to the effective date of this amendment pursuant to Office of Defense Transportation permits issued prior to such date may also be exported under previous general license provi-

This amendment shall become effective March 2, 1945.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong., Pub. Law 238, 77th Cong., Pub. Law 397, 78th Cong., E.O. 9361, 8 F.R. 9861, Order No. 1, 8 FR. 8938; E.O. 9380, 8 FR. 13081, Delegation of Authority No. 20, 8 FR. 16235; Delegation of Authority No. 21, 8 FR. 16320)

Dated: February 17, 1945.

S. H. LEBENSBURGER, Director.

Requirements and Supply Branch, Bureau of Supplies.

[F. R. Doc. 45-2982; Filed, Feb. 23, 1945; 11:63 a. m.)

[Amdt, 291]

PART 802—GIMERAL LICENSES

SHIP AND PLANT STORES, SUPPLIES AND EQUIPMENT

Section 802.13 Ship and plane stores, supplies and equipment is hereby amended in the following particulars:

Group 10 of subparagraph (4) of paragraph (b) is amended to read as follows:

Group 10-Tobacco:

Cigarettes (1 pachage) or Other tobacco (not in excess of 4 oz.)

The total number of eigarettes on board at the time of arrival in port shall be deducted in computing the authorized allowance of clearettes.

The foregoing limits on the quantity of eigarettes which may be experted under thisgeneral licence do not apply to vectels owned by or under charter to the War Shipping Administration. Such vectels may export elgarettes under this general license in such quantities as may ke authorized by the War Shipping Administration.

This amendment shall become effective immediately upon publication.

(Sec. 6, 54 Stat. 714; Pub. Law 75, 77th Cong., Pub. Law 238, 77th Cong., Pub. Law 397, 78th Cong., E.O. 9361; 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9389, 8 F.R. 13981; Delegation of Authority No. 20, 8 F.R. 16235; Delegation of Authority No. 21, 8 P.R. 16320)

Dated: February 17, 1945.

S. H. LEBENSEURGER Director,

Requirements and Supply Board, Bureau of Supplies.

[P. P. Dec. 45-2233; Piled, Feb. 23, 1945] 11:63 s.m.]

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of decumento affected, issued under sec. 2 (2), 54 Stat. 676, as amended by 55 Stat. 236 and 58 Stat. 177; E.O. 2624, 7 PR. 323; E.O. 5349, 7 PR. 527; E.O. 9125, 7 PR. 2719; W.P.B. Reg. 1 ma amended Dec. 31, 1843, 8 P.R. 64.

PART 933—COPPER

[Copper Order M-9, Direction 4]

USE OF CARTRIDGE CASES

The following direction is assued pursuant to Copper Order LI-9:

(a) Ingot makers may not use fired cartridge cases except for the production of brane or brane ingot having a lead content of not more than 49%.

(b) Brace mills may not use fired cartridge cases for the production of free turning red or other alloy having a lead content exceeding 2%. Error mills may not use fired cartridge cases except for the following purpeces:

(1) For the preduction of rod, strip and tubo with lead content not exceeding 2%, provided the metal put into furnace includes a minimum of 60% ecrep (such as turnings and berings, caw cuts, flash trimming and heavy mill ecrap).

(2) For the production of red, strip or tube with lead content not exceeding .07%.

Issued this 23d day of February 1945.

War Production Board, By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 45-2949; Filed, Feb. 23, 1945; 11:19 a. m.]

PART 3281-PULP AND PAPER [General Limitation Order L-83, as Amended Feb. 23, 1945]

PAPER MILL MACHINERY

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of paper mill machinery for defense for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3281.81 General Limitation Order L-83—(a) Purpose of this order This order restricts delivery of new paper mill machinery and parts only.

(b) Definitions. For the purpose of this order, "paper mill machinery" means all new machinery and equipment used in the production and processing of pulp, paper, paperboard (including container board), and converted. paper products; except the machinery for manufacturing fiber shipping containers, folding cartons, and set-up boxes and except printing trades machinery as defined in General Limitation Order L-226.

It must be noted that deliveries of parts for paper mill machinery are also subject to any applicable provisions of

other limitation orders.

(c) Restrictions on the delivery and acceptance of paper mill machinery and parts. No person shall deliver or accept delivery of any paper mill machinery or parts unless the person accepting delivery has received an approval and been assigned a rating on Form WPB-1319 or Form GA-1456. Form WPB-1319 is to be filed in accordance with WPB-1319 instructions. The above restrictions do not apply in any case where the purchaser uses the MRO rating assigned to him under CMP Reg. 5 together with the certification shown in Priorities Regulation 7. (CMP Reg. 5 states the limits within which the MRO rating assigned thereby may be used.) Where construction under Order L-41 is involved the approval of such construction and the assignment of a rating on Form GA-1456 must be obtained by filing Form WPB-617 in accordance with WPB-617 instructions.

(d) [Deleted Feb. 23, 1945.]

(e) Applicability of regulations. This order and all transactions affected thereby are subject to all applicable regulations of the War Production Board, as amended from time to time.

(f) Appeals. Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provisions appealed from and stating fully the grounds for appeal.

(g) Records. All persons affected by this order shall keep for at least two years records concerning inventory, production, purchases and sales, and shall make reports on the same if required.

(h) Communications. All reports reguired to be filed hereunder and all communications concerning this order or any schedule issued supplementary hereto shall, unless otherwise directed, be addressed to the War Production Board, Paper Division, Washington 25, D. C.,

Ref.. L-83.
(i) Violations. Any person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assist-

Issued this 23d day of February 1945.

WAR PRODUCTION BOARD. By J. JOSEPH WHELAN, Recording Secretary.

[F. R. Doc. 45-2951; Filed, Feb. 23, 1945; 11:19 a. m.]

PART 3290-TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-328, Direction 101

CONVERSION TO COTTON YARNS OF AT LEAST 50% OF SPINNING MACHINERY OPERATING ON THE COTTON SYSTEM AND PRODUCING SPUN RAYON, COTTON-RAYON MIXED OR ANY OTHER MIXED OR BLENDED FIBER YARNS EXCEPT COTTON-WOOL MIXED OR BLENDED

The following direction is issued pursuant to General Conservation Order M-328:

(a) Purpose. The purpose of this direction is to convert at least 50% of the spinning machinery (i. e., roving, ring, mule or converted twister spindles) operating on the

Fabrics

cotton system and producing spun rayon, cotton-rayon mixed or other blended or mixed fiber yarns except cotton-wool blended or mixed, in both sale yarn mills and integrated mills, to the production of cotton yarns suitable to be made into fabrics or products for the Army, Navy, Maritime Com-mission or War Shipping Administration, and to insure the delivery of these fabrics or products to these agencies.

(b) Production directions. On and after the effective date of this direction (see paragraph (f)) and regardless of preference rated orders, any person who uses any spinning machinery in the production of yarns of any kind and who on or after September 30, 1944, operated, or had assigned for operation, on the cotton system any spinning machinery (i. e., roving, ring, mule or con-verted twister spindles) in the production of spun rayon, cotton-rayon mixed or any other mixed or blended fiber yarns except cotton-wool mixed or blended, either for sale or for his own use, must operate, and continue to operate, in the production of cotton yarns described below in paragraphs (c) (1) or (c) (2) a number of spinning spindles equal to at least 50% of the greatest number of roving, ring, mule and converted twister spindles that he operated, or had assigned for operation on the cotton system in the production of spun rayon, cotton-rayon mixed or any other mixed or blended fiber yarns except cotton-wool mixed or blended,

at any time after September 29, 1944.

(c) Yarns to be produced. (1) A person who produces yarn but no fabrics and whose yarn production will be affected by this direction must produce under this direction one or more of the following cotton yarns:

24, 36 or 40 single or two-ply combed cotton yarn, other than machine knitting yarn, or

60 two-ply or three-ply, or 70 or 80 two-ply, combed cotton yarn, other than machine knitting yarn, or

26, 28 or 30 combed single machine knitting yarn, or

7 to 14 single, two-ply or three-ply carded cotton yarn, other than machine knitting yarn, or

16 to 20 single or two-ply carded cotton yarn, other than machine knitting yarn,

30 two-ply carded cotton yarn, other than machine knitting yarn.

(2) A person who produces both yarn and fabrics and whose yarn production will be affected by this direction must produce under this direction one or more of the cotton yarns described above in paragraph (c) (1) or such other cotton yarns as are suitable to be made into any fabrics of the following descriptions and specifications:

Specifications

		01.00		2	•		
1.	Duck, C	Cotton,	8.25 oz.	(grey) Sh	ielter Ter	at	USQM Corps Spec. JQD 208.
2.	Duck, F	Tat, Hig	h Sley	(combed:	and card	ed)	USQM Corps Spec. JQD 580.
3.	Cloth, (Cotton,	Wind-F	Resistant i	Sateen, 9	0Z	US Army Spec. 6-337.
4.	Cloth, (Cotton,	Wind-E	Resistant	Oxford,	6.5 oz	USQM Corps Spec. PQD 444.
5.	Cloth, C	Cotton,	Wind-E	Resistant (Oxford, 9	OZ	USQM Corps Spec. PQD 444.
6.	Cloth, (Cotton,	Wind-F	Resistant :	Poplin, 5	0Z=	US Army Spec. 6-321A.
7.	Cloth,	Cotton,	Wind-F	Resistant '	Twill, 5 c	Z	US Army Spec. 6-321A or AN-O-103A.
8.	Cloth, I	Merceria	zed Cot	ton Airpla	ane		AN-C-121.
9.	Cloth, C	Cotton	(Grade	B)			US Army Spec. 6-313.
0.	Cloth, 0	Cotton,	Water	& Mildew	Resistar	1t	AAF Spec. 16159.
1.	Fabric,	Cotton	Twill				US Army Spec. 6-315.

- (d) Restrictions on use and distribution of yarns and fabrics. (1) No person shall use any yarn that he produces under this direction for incorporation into any product ex-
- cept one or more of the fabrics described above in paragraph (c) (2).

 (2) No person shall sell or deliver any yarn that he produces under this direction or any fabric or product into which he incorporates any yarn that he produces under this direction, except:
- (i) To fill a direct order of the Army, Navy, Maritime Commission or War Shipping Administration, or
- (ii) To fill a rated order placed by any person and bearing a purchaser's certification substantially as follows: "This material will be used to fill Contract (insert number) of the (Army, Navy, Maritime Commission or War Shipping Administration)."
 (e) Restrictions on purchase of yarns and

fabrics. Also, no person shall buy or accept

delivery of any yarn or fabric that he knows or has reason to believe is being sold or delivered in violation of paragraph (d) (2).

(f) Effective dates and appeals. This di-

(f) Effective dates and appeals. This di-rection shall become effective on March 26, 1945 as to all persons who produce yarn but no fabrics, and on April 9, 1945 as to all persons who produce both yarn and fabrics, and it shall remain in force as to each person covered until officially revoked by the War Production Board or unless an appeal to the War Production Board, filed as provided in paragraph (g) (4) of Order M-328, is granted.

(g) Reports. Each person who produces yarn but no fabrics and whose yarn produc-tion will be affected by this direction must report by letter to the War Production Board, Textile, Clothing and Leather Bureau, Washington 25, D. C., not later than March 10, 1945, the weekly poundages of cotton yarns by descriptions and counts that he expects to produce and sell under this direction. Each person who produces both yarn and fabrics and whose yarn production will be affected by this direction must report not later than March 26, 1945 (1) the weekly poundages of cotton yarns by descriptions and counts that he expects to produce and sell under this direction, and (2) the descriptions, and the weekly-linear yardages of fabrics of the kinds described above in paragraph (c) (2) that he expects to sell made with yarns that he produces under this direction. These reporting requirements have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 23d day of February 1945.

War Production Board, By J. JOSEPH WHELAN, Recording Secretary.

[F. R. Doc. 45-2950; Filed, Feb. 23, 1945; 11:19 a. m.]

PART 3291—CONSUMERS DURABLE GOODS [Limitation Order L-301 as Amended Feb. 23, 1945]

Section 3291.291 Limitation Order L-301 is amended as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of powercycles, and of materials and facilities used in making them, for defense, for private account and for export; and the following order is deemed necessary and anpropriate in the public interest and to promote the national defense:

- § 3291.291 Limitation Order L-301-(a) Definitions. For the purposes of this order.
- (1) "Powercycle" means any two- or three-wheeled vehicle (with or without a side car or similar attachment), commonly known as a motor bike, motor scooter, or motor glide, propelled by an internal combustion engine having a displacement of less than 30 cubic inches, or by an electric motor. It does not include a motorcycle.
- (2) "Part" means any part specifically designed for incorporation into a powercycle, except a part of an engine.
- (3) "Special order" means any order or contract calling for direct or ultimate delivery to or for the account of the Army or Navy of the United States, the Veterans Administration, the U.S. Maritime

Commission or the War Shipping Administration, or any order or contract of any agency of the United States Government for delivery under the Lend-Lease Act.

(b) Powercycles may be made only when authorized by the War Production Board. No manufacturer may make or assemble any new powercycle except with the specific written authorization of the War Production Board granted in response to a letter of application addressed to the War Production Board, Washington, 25, D. C., Ref: L-301.

(c) Restriction on parts. No person may make parts in any calendar quarter containing more metal in the aggregate than the amount stated below. In addition to parts made to fill special orders actually received and on hand and parts for use in making powercycles authorized under paragraph (b), he is limited to the weight of metal he used in the fourth quarter of 1944 in all parts except those made for special orders and for use in making new powercycles authorized under this order.

(d) How to transfer new powercycles. (1) No manufacturer or other person engaged in the business of selling powercycles may deliver any new powercycles except as permitted below.

(2) Powercycles may be delivered to

fill special orders.

(3) Powercycles may be delivered to anyone who has obtained an authorization and a preference rating on Form WPB-1319. Application should be made by the prospective purchaser by filing this form in accordance with current instructions for its use, available from all War Production Board field offices. In the absence of special circumstances the War Production Board will approve the delivery of new powercycles only to distributors, dealers, and persons who are directly engaged in the production of war material or in essential war activities, or who require them for intraplant or emergency use. If the War Production Board authorizes delivery, the approved Form WPB-1319 must be given to the person making delivery before the powercycles may be delivered. If a distributor or dealer receives an approved Form WPB-1319 from his customer, he may pass it on to his supplier. The supplier may then deliver to the distributor or dealer the number of powercycles specified on the Form WPB-1319 for delivery to the customer or to replace in inventory powercycles already delivered to the customer.

- (e) Exceptions and appeals—(1) Production under Priorities Regulation 25. Any person who wants to make more powercycles than he has been authorized to make under paragraph (b) (including a person who has no quota), and any person who wants to make more parts than he is permitted to make under paragraph (c), may apply for permission to do so as explained in Priorities Regulation 25.
- (2) Appeals. Any appeal from this order should be filed on Form WPB-1477 (in triplicate) with the field office of the War Production Board for the District in which the appellant's plant is located. Appeals are permitted from paragraph (c) only to the extent explained in para-

graph (j) (4) (iii) of Priorities Regulation 25. The procedure governing appeals, including the need for a statement of manpower requirements, is explained in Priorities Regulation 16.

(1) Applicability of other orders and regulations. This order and all transactions affected by this order are subject to the applicable regulations of the War Production Board. If any other order of the War Production Board limits the use of any material in the production of powercycles to a greater extent than this order does, the other order governs.

- (g) Violations. Any person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using materials under priority control and may be deprived of priorities assist-
- (h) Communications. Communications concerning this order, shall, unless otherwise directed, be addressed to the War Production Board, Consumers Durable Goods Division, Washington 25, D. C., Ref: L-301.

Issued this 23d day of February 1945.

WAR PRODUCTION BOARD, By J. JOSEPH WHELAN, Recording Secretary.

[F. R. Doc. 45-2953; Filed, Feb. 23, 1945; 11:19 a. m.]

PART 3294 1-IRON AND STEEL PRODUCTION \[Limitation Order L-88 as Amended Feb. 23, 1945]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of used rail and used rail joints for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3294.161 Limitation Order L-88-(a) [Deleted Feb. 23, 1945.]

- (b) Definitions. For the purpose of this order:
- (1) "Person" means any individual, partnership, association, business trust, corporation, government corporation or agency, or any organized group of persons, whether incorporated or not, except the Army or Navy of the United States and the United States Maritime Commis-
- (2) "Rail" means the steel rolling mill shape known as the "tee rail," but does not include high tee rail from street car tracks.
- (3) [Deleted Feb. 5, 1944.]
 (4) "Used rail" means rail (weighing not less than 35 pounds nor more than 132 pounds per yard in length, weight determination based on steel rolling mill weight descriptions) which has been re-

^{*}Formerly Part 1170, § 1170.1.

leased from track by the laying of new replacement rail or used rail or by retiral of the track as a transportation facility.

(5) [Deleted Feb. 5, 1944]

(c) Restrictions on dispositions of used rail. No person shall sell, transfer or otherwise dispose of any used rail in any amount exceeding 10 tons in any one month, unless specifically authorized in writing by the War Production Board under Order M-24. This restriction, however, does not prevent any person from using used rail of any grade in his own tracks and does not apply to used rail of relayer grade which is disposed of to fill orders certified substantially as follows:

The undersigned certifies, subject to criminal penalties for misrepresentation, that used rail specified in the accompanying purchase order is for use in relaying track.

Authorized Official

- (d) [Deleted Feb. 23, 1945.]
- (e) [Deleted Feb. 23, 1945.]
- (f) [Deleted Feb. 23, 1945.]
- (g) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(h) [Deleted Feb. 23, 1945.]

- (i) Communications. All communications concerning this order should be addressed to Scrap Unit, Steel Division, War Production Board, Washington 25, D. C., Ref.. L-88.
- (j) Applicability of regulations. This order and all transactions affected by it are subject to all applicable regulations of the War Production Board, as amended from time to time.

Issued this 23d day of February 1945.

WAR PRODUCTION BOARD, By J. Joseph Whelan, Recording Secretary.

[F R. Doc. 45-2952; Filed, Feb. 23, 1945; 11:19 a. m.]

PART 4500-FOWER, WATER, GAS AND CENTRAL STEAM HEAT

[Utilities Order U-7, Gen. Directive 2]

Note: In paragraph (d) of General Directive 2 under Utilities Order U-7, appearing on page 2142 of the issue for Thursday, February 22, 1945, the reference to paragraph (b) was incorrect in the original document. The reference has subsequently been changed to read "paragraph (c)."

Chapter XI—Office of Price Administration PART 1418-TERRITORIES AND POSSESSIONS [RMPR 194]

SALES OF IMPORTED COMMODITIES IN ALASKA

Maximum Price Regulation 194-Alaska, is redesignated Revised Maximum Price Regulation 194—Sales of imported commodities in Alaska, and is revised and amended to read as set forth

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328. A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

ARTICLE I-SCOPE OF THE REGULATION

- Sec. 1. What commodities are covered.
- 2. What transactions are covered.
- 3. Prices higher than ceiling prohibited.
- 4. Prices previously established; price lists previously filed.

ARTICLE II-PRICES AND PRICING METHODS

- 5. How to figure your ceiling prices.
- 6. Commedities which cannot be priced under section 5.
- 7. Purchases and sales between retailers or between wholesalers; purchases from non-customary type of supplier.
- 8. Transfer of business. ·9. Adjustable pricing.

ARTICLE III—SPECIFIC DUTIES AND PROHIBITED PRACTICES

- 10. Records.
- 11. Sales slips and receipts.
- 12. Posting ceiling prices of cost-of-living commodities.
- Filing price list of cost-of-living com-modities; statements.
- 14. Evasion.

ARTICLE IV-MISCELLANEOUS

- 15. Violation.
- 16. Adjustment of maximum prices.
- 17. Petitions for amendment.
- 18. Amendments; supplementary regulations; general orders.
- 19. Definitions and explanations.

ARTICLE V-APPENDICES

- 20. Appendix A. Commodities designated by the Price Administrator as cost-of-living commodities.
- 21. Appendix B: Form of application for approval of a maximum price under section 6.

AUTHORITY: § 1418.51 is issued under 56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

ARTICLE I-SCOPE OF THE REGULATION

Section 1. What commodities are covered. This regulation covers sales of imported commodities which are subject to price regulation at any level of distribution in the continental United States, except:

(a) Sales which are covered by Maximum Price Regulation 288 -- Specific Maximum Prices in Alaska.

- (b) Sales which are covered by any other OPA regulations or orders applicable in Alaska, but no regulation or order shall be deemed to apply to Alaska unless it contains an express provision to the effect that it shall apply in Alaska notwithstanding the provisions of Revised Maximum Price Regulation 194 (or Maxmum Price Regulation 1942)
- (c) Sales of used or secondhand commodities whether they are imported as such or whether they become used or second hand in Alaska.
- SEC. 2. What transactions are covered. This regulation applies to all sales in Alaska at any level of distribution of the imported commodities specified in section 1. Notwithstanding the provisions of the Second Revised Maximum Export Price Regulation, this regulation covers all sales in Alaska of such imported commodities regardless of whether the seller is an agent of, or is owned or controlled by, a person or parent firm in the continental United States.
- Sec. 3. Prices higher than ceiling prohibited. (a) On and after February 28, 1945, regardless of any contract or obligation:
- (1) No person shall sell or deliver any commodities covered by this regulation at prices higher than the maximum prices established herein, and no person shall agree or offer to do so.
- (2)' No person in the course of trade or business shall buy or receive any commodities covered by this regulation at prices higher than the maximum prices established herein, and no person shall agree or offer to do so.
- (3) Prices lower than ceiling prices may, of course, be charged and paid at any time.
- SEC. 4. Prices previously established. price lists previously filed. (a) Since this regulation merely adds alternative methods of pricing to the specific pricing provisions of Maximum Price Regulation 194 without changing those provisions. your maximum prices properly established under Maximum Price Regulation 194 will not be changed. You may, however, redetermine your maximum price for any commodity under the percentage markup formula contained in section 5 (a) All orders previously issued by the Office of Price Administration under Maximum Price Regulation 194 and prices established thereunder, and all maximum prices previously approved or established under paragraph (b) of § 1418.52 of Maximum Price Regulation 194, remain in full force and effect under this Revised Maximum Price Regulation
- (b) You are not required to file new price lists under this regulation if you have complied with Maximum Price Regulation 194 and have filed proper price lists in accordance with § 1418.56 (c) of that regulation. However, if you redetermine the maximum price of a commodity by using the percentage markup

^{*}Copies may be obtained from the Office

of Price Administration.

19.F.R. 8990, 9514, 9901, 11609, 11804, 11961, 12173, 12697, 13135, 13209, 13299, 13210, 13666, 13806, 14943; 10 F.R. 1453.

²⁷ F.R. 5909, 6268, 6744, 8023, 8358, 8947, 9195, 10231, 10790, 11012; 8 F.R. 856, 8616, 3710.

³8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923.

formula, and the resulting ceiling price is different from the ceiling price reported in any price list filed by you under Maximum Price Regulation 194, you must file a new price list for such commodity in accordance with section 13 of this regulation.

ARTICLE II-PRICES AND PRICING METHODS

SEC. 5. How to figure your ceiling prices. The methods by which you are required to determine your ceiling prices are set forth in paragraphs (a) (b) and (c) below. You must apply these methods in the order set forth. The second method may be used only if you cannot determine your ceiling price by using the first method, and the third method may be used only if your ceiling price cannot be determined by using the first or second method.

(a) First method. To figure your ceiling price, first find your landed cost of the commodity you are pricing as provided in subparagraph (1) below, and then add to such landed cost the dollarsand-cents markup as provided in subparagraph (2) below or the percentage markup as provided in subparagraph (3) The resulting amount will be below.

your ceiling price.

(1) Determination of landed cost. Your landed cost shall be the amount you paid to your supplier less all discounts except the discount for prompt payment, plus shipping charges actually incurred by you but not including local trucking and local unloading costs. Your landed cost must be figured on a purchase from a customary type of supplier delivered to your usual receiving point by a customary means of transportation. You must not figure your landed cost on a purchase price higher than your supplier's ceiling.

(2) Determination of dollars-andcents markup. Your dollars-and-cents markup shall be the amount of markup included in the highest price at which you sold the same or a similar commodity to a purchaser of the same class during the period from November 7, 1941, to December 6, 1941, inclusive; or, if you made no sale during that period, use the last 30-day period prior to November 7, 1941, in which a sale was made.

(3) Determination of percentage markup. Your percentage markup shall be nine-tenths of the percentage markup included in the highest price at which you sold the same or a similar commodity to a purchaser of the same class during the period from November 7, 1941, to December 6, 1941, inclusive; or, if you made no such sale during that period, use the last 30-day period prior to November 7, 1941, in which a sale was made.

Note: A commodity shall be deemed "similar" to another if it has the same use, gives the purchaser fairly equivalent serviceability, and belongs to a type which would ordinarily be sold in the same price line. Differences merely in style, design, or packaging which do not substantially affect use or serviceability or price line shall not be taken into account.

(b) Second method. If you cannot determine your ceiling price under paragraph (a) you must then take as your ceiling price the ceiling price, of your closest competitor for the same or a simiIar commodity to a purchaser of the same class: Provided, That the competitor whose price you take properly determined his ceiling price under paragraph (a) above and is now competing with you in the sale of that commodity.

The difference in dollars and cents between your landed cost and celling price of a commodity priced under this paragraph (b) shall be your markup on sales of that commodity and all subsequently acquired commodities which are the same as or similar to the commodity so priced.

(c) Third method. If you cannot determine your ceiling price under paragraphs (a) and (b) above, then add to your landed cost of the commodity, determined under paragraph (a) (1) above, nine-tenths (3) of the percentage markup you applied to the "most comparable commodity" sold by you to a purchaser of the same class during the period November 7, 1941, to December 6, 1941, inclusive. The resulting amount will be your ceiling price.

Note: The "most comparable commodity" under this paragraph (c) must meet all of the following tests:

(1) It must have had the same use as the commodity being priced.

(2) Both it and the commodity being priced must have been purchased from the same class of supplier.

(3) Both it and the commedity being priced must belong to a class of commodities to which, according to your practice in the period November 7 to December 6, 1941, an approximately uniform percentage markup would have been applied.

If more than one commodity meets all of the above tests, the one which had an invoice cost nearest to the invoice cost of the commodity being priced shall be the "most comparable commodity"

Sec. 6. Commodities which cannot be priced under section 5. If you cannot determine your maximum price under section 5, you must file an application with the Territorial Office for approval of a maximum price in line with the level of maximum prices otherwise estab-lished by this regulation. This application must contain all facts which are required by the form set forth in section 21 (Appendix B) (That form may be used, if desired, and will be furnished by the OPA on request.) You must also furnish any additional information which the OPA may require.

You may not sell the commodity for which a maximum price is requested under this section until that price has been approved by the Alaska Director, but the proposed price shall be considered approved thirty days after delivering (or mailing) the application and all additional information which may have been requested unless, within that time, the Alaska Director notifies you that your proposed price has been disapproved.

The Alaska Director or the Administrator for the Ninth Region may at any time disapprove or revise maximum prices proposed or established under this section so as to bring them into line with the level of maximum prices otherwise established by this regulation.

SEC. 7. Purchases and sales between retailers or between wholesalers; pur-

chases from non-customary type of supplier. (a) If you are a retailer and you purchase a commodity from another retailer in or outside of Alaska, your ceiling price on a resale of that commodity shall be no higher than the other retailer's ceiling price to a purchaser of the same class, plus the shipping charges you paid to your usual receiving point (excluding local trucking or local unloading).

(b) If you are a wholesaler and you purchase a commodity from another wholesaler in or outside of Alaska, your ceiling price on a resale of that commodity shall be no higher than the other wholesaler's ceiling price to a purchaser of the same class, plus the shipping charges you paid (excluding local truck-

ing or local unloading).

(c) Your ceiling price for a commodity bought from a non-customary type of supplier in or outside of Alaska shall be calculated on the landed cost of your most recent purchase of the same commodity from your customary type of supplier.

(d) If you can show that the foregoing provisions subject you to unusual hardship, you may apply to the Territorial Office for relief. Such relief will be granted only if it will not result in the establishment of prices above the level of maximum prices established by this regulation.

SEC. 8. Transfer of business. If you acquire, or have acquired, the business, assets, or stock in trade of any business after July 30, 1942, and you carry on the business, or continue to deal in the same type of commodities, in an establishment separate from any other establishment previously owned or operated by you, your maximum prices shall be the same as those to which your transferor would have been subject if no such transfer had taken place, and your obligation to keep records sufficient to verify such prices shall be the same. You must further prepare and file (if your transferor has not already done so) and keep upto-date the price lists required under section 13. Your transferor must preserve and make available, or turn over, to you all records of transactions prior to the transfer which are necessary to enable you to comply with the record and filing provisions of this regulation.

Sec. 9. Adjustable pricing. Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery. but no person may, unless authorized by the OPA, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the OPA after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the OPA having authority to act upon the pending request for a change in price or to give the authorization. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

ARTICLE III—SPECIFIC DUTIES AND PROHIBITED PRACTICES

SEC. 10. Records—(a) Base period records. You must keep all your invoices, freight bills, and other records showing the prices you paid and charged for commodities sold by you during the period November 7, 1941, to December 6, 1941, inclusive, or such other period as is specified as your base period.

(b) Current records. (1) If you make sales at wholesale, you must keep records containing a description of each purchase and sale, the name and address of your supplier and your customer, the price paid and the price charged, and the quantity purchased and sold; and, in addition, records (including freight bills) showing as precisely as possible how you figured your ceiling prices. Records of a kind you have customarily kept must also be retained.

(2) If you make sales at retail you must keep records containing a description of each purchase, the date thereof, the name and address of your supplier, the price charged and the quantity and, in addition, records (including freight bills) showing as precisely as possible how you figured your ceiling prices. Records of sales of a kind you have customarily kept must also be retained.

(c) You must keep all of your base period and current records for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, and permit such records to be examined by any representative of the OPA on request.

Sec. 11. Sales slips and receipts. If you have customarily given a customer a sales slip, receipt or similar evidence of purchase, you must continue to do so. Furthermore, regardless of your previous custom, you must, upon request by any customer, give a receipt showing the date, your name and address, an exact description of the commodity sold, and the price you received for it.

SEC. 12. Posting ceiling prices of costof-living commodities. For the purposes of this section, a cost-of-living commodity is any commodity included in the classes of commodities which are listed in Section 20 (Appendix A) of this regulation. If you make sales at retail you must mark the ceiling price of every costof-living commodity in a manner plainly visible to, and understandable by, the purchasing public. The ceiling price may be marked on the commodity itself or on the shelf, bin, rack, or other holder or container upon or in which the commodity is kept, or it may be posted at the place in the business establishment where the commodity is offered for sale: Provided, That whichever of the above methods of posting is used, the maximum price of each commodity offered for sale shall be in plain view of the purchaser at the place in the business establishment where the commodity is offered for sale, and shall not be obscured by the posted prices of other commodities, whether by the use of price books or catalogs or layers of price lists

or otherwise or in any other manner. The maximum price shall be stated as follows: "Ceiling price \$----"; or "Our ceiling \$----". Any person choosing to post by price-lines the maximum prices of commodities in the classifications marked by asterisks in Appendix A, shall post the maximum price by price-line at the place in the business establishment where the commodities in such price-line are offered for sale, and, in addition, shall mark the selling price of each such commodity on the commodity itself.

SEC. 13. Filing price list of cost-of-living commodities. (a) If you have not heretofore filed a price list of cost-of-living commodities under Maximum Price Regulation 194 then, on or before March 30, 1945, you must file with your local War Price and Rationing Board, the nearest field office of the OPA, or the Territorial Office, a statement listing all cost-of-living commodities which you offer to sell. If your ceiling price was determined under paragraph (a) or (c) of section 5, the statement must contain the following information:

(i) An appropriate description and identification of each commodity.

(ii) The maximum price you are permitted to charge for it.

(iii) The price you paid to your supplier for it.

(iv) The shipping charges you paid for it.

(v) The highest price you charged for the same, similar or comparable commodity in the base period.

(vi) The dollars-and-cents markup, or percentage markup, you added in the price reported under subdivision (v) above.

(b) If your ceiling price was determined under paragraph (b) of section 5, the statement must contain the information required by subdivisions (i) to (iv) inclusive, above and, in addition, the name of the competitor whose price you used.

Sec. 14. Evasion. (a) Any method whereby a seller obtains greater consideration than the maximum price, or whereby he gives less than the consideration due the buyer for the maximum price, is an evasion of this regulation and therefore prohibited, and any offer or agreement which accomplished or attempts to accomplish such result is equally prohibited. Without limiting the general prohibitions of this section, the following practices are specifically prohibited:

(1) Changing customary allowances, discounts or other price differentials.

(2) Requiring payment of any commission, service, premium, transportation or other charge not specifically provided for in this regulation.

(3) Changing a normal business practice for no other reason than to obtain a price higher than the maximum price.

(4) Requiring the purchase, or sale, of any commodity or service as a condition of the sale of another commodity.

ARTICLE IV-MISCELLANEOUS

SEC. 15. Violation—(a) License suspension. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, apply to

you. Your license may be suspended for violations of the license or of any price regulations applicable to licensed sales. If your license is suspended you may not, during the period of suspension, make any sale for which your license has been suspended.

(b) Civil and criminal action. If you violate any provisions of this regulation you are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended.

(c) Record-keeping and filing violations; failure to apply for price. If you fail to keep the records or file the price lists required by sections 10 and 13, respectively, or if you fail to apply to the OPA for approval of a maximum price under section 6, if you are required to do so, the Alaska Director or the Administrator for the Ninth Region may issue an order establishing maximum prices for the commodities you sell in line with the maximum prices established by this regulation. This will not relieve you of your obligation to comply with the requirements of sections 6, 10 and 13, or of the various penalties for any failure to do so.

Sec. 16. Adjustment of maximum prices. Any seller or group of sellers may apply for adjustment of a maximum price established for him by this regulation when it appears:

(a) That there exists or threatens to exist in a particular locality a shortage in the supply of a commodity which aids directly in the war program or is essential to a standard of living consistent with the prosecution of the war; and

(b) That such local shortage will be substantially reduced or eliminated by adjusting the maximum prices of such seller and of like sellers for such commodity and

(c) That such adjustment will not, create or tend to create a shortage, or a need for increase in prices, in another locality, and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

Applications for adjustment under this section must be filed in accordance with the provisions of Revised Procedural Regulation No. 7.4

Sec. 17. Petitions for amendment. If you seek a change in any provision of this regulation affecting sellers generally, you may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

Sec. 18. Amendments; supplementary regulations; orders. (a) This regulation may be changed or supplemented at any time by amendments, supplementary regulations or general orders.

(b) Notwithstanding the provisions of Section 5, the Territorial Director may by order reduce any seller's maximum price for a commodity upon a finding that such price is abnormally high in relation to the maximum prices of the samo or similar commodities established for similar sellers in the Territory of Alaska as a whole. The Territorial Director may

⁴⁷ F.R. 5842, 6174.

^{*9} F.R. 10476, 13715.

determine and fix a price in line with the general level of prices established by this regulation. Any price established pursuant to the provisions of this paragraph shall have the same force and effect as if specifically established in this regulation. If a seller objects to a price established by the Territorial Director under this paragraph, he may file an application for adjustment in accordance with the provisions of Revised Procedural Regulation No. 7.

SEC. 19. Definitions and explanations. (a) When used in this regulation:

(1) "Alaska Director" means the director of the Office of Price Administration for the Territory of Alaska.

(2) "Base period" means the period from November 7, 1941, to December 6, 1941, inclusive. However, your base period may also be any 30-day period prior to November 7, 1941, which you used to determine your ceiling price of a commodity under Section 5 of this regulation.

- (3) "Ceiling price" except where the context otherwise requires, means the maximum price established by this regulation: Provided, That, in such cities, towns and communities where pennies are not generally used or available in the ordinary retail transactions, adjustments to the nearest nickel may be made by the retailer on the total purchase price of one or more commodities sold at a single-sale, or in a series of sales but billed at the end of a period. However, the ceiling prices of all commodities which are required to be posted must be marked according to the "ceiling price" as herein defined.
- (4) "Closest Competitor" means that seller selling the same or similar commodity under substantially the same conditions who is in competition with you and is located nearest to you.
- (5) "OPA" means the Office of Price Administration.
- (6) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and the United States and any other government and the political subdivisions and agencies of any of the foregoing.

(7) "Price regulation" means a price schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, as amended; a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

(8) "Purchaser of the same class" means a customer belonging to a group of purchasers to whom you customarily charged the same prices for commodities as distinguished from customers belonging to other groups to whom you customarily charged different prices for such commodities. (For example, your practice in charging different prices to different classes of purchasers may be based on standards, such as the nature of the buyer-wholesaler, retailer, government agency, public institution, etc., or the nature of the sale-large, small, cash, credit, etc.)

- (9) "Records" include books of account, sales lists, sales slips, orders, vouchers, contracts, receipts, invoices, bills of lading, and other papers and documents.
- (10) "Sale at retail" means a sale to an ultimate consumer other than an industrial, commercial, institutional or governmental buyer.
- (11) "Sale at wholesale" means a sale to a purchaser for resale or to a commercial, industrial, institutional or governmental buyer.
- (12) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale," "selling," "sold," "seller," "buy," "purchase," and "purchaser," shall be construed accordingly. Nothing in this regulation shall be construed to prohibit the making of a contract to sell a commodity at a price not to exceed the maximum price at the time of delivery.

(13) "Territorial Office" means the Alaska Office of the Office of Price Administration in Juneau.

(14) "You" refers to any person subject to this regulation. If you make sales through more than one place of business, each such place of business, for the purpose of this regulation, shall be considered a separate seller.

(b) Unless the context otherwise reguires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended shall apply to the terms used herein.

SEC. 20. Appendix A. Commodities designated by the Price Administrator as cost-of-living commodities.

Note: For the commodity classifications marked by esterisks, maximum prices may be posted by price lines at the place in the business establishment where the commodities are offered for sale: Provided, that, in addition, the selling price of each commodity in such classification shall be marked on the commodity itself. See section 12 of this Revised Maximum Price Regulation 194.

TORACCO, DRUGS, TOILETRIES, AND SURFRIED

(All brands, grades, and sizes, except where otherwise indicated)

Tobacco:

Cigarettes Smoking tobacco, in cans and packages Packaged household drugs:

Aspirin tablets

Milk of magnesia, liquid

Cod liver oil, liquid Epsom salts

Boric acid

Castor oil and mineral oil

Witch-hazel and rubbing alcohol

Toiletries and sundries: Hand and tollet scaps

Dentifrices (paste, powder, and liquid)

Shaving cream

Toothbrushes

Sanitary napkins Razor blades

Facial tissues Infants' food: All types

Ice cream: Bulk and packaged

APPAREL AND YARD GOODS

Men's and boys' clothing:

Suits, business and sport*

Overcoats, topcoats, and raincoats, business and sport.

Trousers and slacks, dress, sport, and wash. Men's shirts, other than formal*

Pajamas and nightchirts, cotton, wool, and part wool

Shorts, cotton

Underchirts, cotton knit

Union cuito

Hosiery, other than pure silk and pure wool* Felt hats

Work shirts

Work pants

Overalls and coveralls-

Sweaters Mackinaws*

Jackets, boys' only*

Men's work gloves

Boys' gloves and mittens Boys' bloures and chirts

Boys' snow sulta*

Women's and girls' clothing:

Coats, untrimmed and furtrimmed, sport

and dress*

Suits*

Dresses, street and house* Hosiery, including anklets* Panties and slips*

Foundation garments and brassleres*

Women's gloves, children's gloves and mit-

tens Shirto

Blouces and shirts, tailored, rayon or cot-

Sweaters

Children's jackets*

Nightgowns and pajamas, other than silks Robes and house coats, flannel and cottons Children's overalls, slacks, sun suits and

shorts (cotton only)*

Children's snow suits Infants' clothing:

Diapers

Dresses, other than silk

Shirts

Binders

Sleeping garments

Coats, cotton, wool, part wool

Snow sults

Sweaters

Sunsults (cotton only)

Yard Gooda:

Cotton yard goods

Rayon yard goods

Wool and mixtures of wool

Festwear:

Street, work, dress, and sport shoes for men, women, and children*

Infants' chocs

Rubber footwear

FOOD AND HOUSEHOLD SUNPERED

Ment

Frech beef:

Rib reast

Chuck steak

Top round steak

Rump reast

Chuck roast

Beef liver

Ground round steak

Pork:

Loin whole roast

Rib end reast Loin end reast

Best center cut chops

Bacon, whole, half, or cliced

Salt pork

Other meat products:

Cooked or smoked ham

Frankfurtera

Canned Fruits, Vegetables, and Juices

Canned peaches

Canned pears Canned pineapples

Canned corn

Canned pead

Canned tomatoes

Canned pork and beans Canned green beans, cut

Canned tomato juice.

Canned grapefruit juice

Canned pineapple juice

Other Groceries and Household Sundries Canned salmon Canned vegetable soup Canned tomato soup Packaged flour mixes (cake, pancake, biscuit mixes only) Macaroni and spaghetti, dried, bulk, and packaged Rolled oats, bulk and packaged Corn flakes Bread, all types Soda crackers Fresh milk and cream Lard, bulk and print Vegetable shortening Sugar, all types, packaged and bulk Coffee Cocoa Table salt Corn meal, bulk or packaged Rice, bulk or packaged Toilet paper Soaps (bar, flakes, powder, chips, granular, and cleansing powders) Paper napkins HOUSEHOLD FURNITURE, APPLIANCES, AND FURNISHINGS

Appliances and equipment: Radios and phonographs Vacuum cleaners and carpet sweepers Refrigerators and iceboxes Washing machines Sewing machines Stoves and ranges Small appliances: irons, toasters, glass coffee makers, and mixers Floor lamps and bridge lamps Furniture: All living room, dining room and bed room suites (sets or individual pieces) Kitchen tables and chairs Studio couches and sofa beds Mattresses Bedsprings Light bulbs Ironing boards Step-on cans Floor brooms China and pottery tableware, in sets Cooking utensils (10-quart pail, 2-quart saucepan, 5-quart teakettle) Furnishings: Rugs and carpets, size 6 x 9 feet and larger Linoleum Felt base floor coverings Bed sheets and sheeting, cotton* Towels, cotton bathroom and kitchen* Blankets and comforts* House curtains* Bed spreads, cotton*
Tablecloths and napkins, plain and print (cotton only) *

HARDWARE, AGRICULTURAL SUPPLIES, MISCELLANEOUS

Hayforks Garden and lawn rakes Dirt shovels Axes, single bit Claw hammers Handsaws Inside and outside house paints (ready mixed) Fertilizer, bulk and packaged Insecticides Bicycles, adult sizes Bicycle tires Flashlights

ICE, FUEL AND AUTOMOTIVE

Coke Coal (hard and soft) Charcoal Firewood Kerosene Fuel oil Gasoline Tires and inner tubes

Window shades

Section 21—Appendix B OPA Form No. 294:1

Form approved under Budget Bureau authorization 6-1-42 United States of America, Office of Price ADMINISTRATION

APPLICATION FOR APPROVAL OF A MAXIMUM PRICE FOR A NEW COMMODITY

In accordance with section 6 of RMPR No. 194

(This form is to be used only for commodities which you cannot price under section 5, i. e., which are neither the same as nor similar to commodities sold by you or a competitor during the period November 7-December 6, 1941, or which are not comparable to any commodity sold by you in that period.)

(Name of Applicant) Office of Price Administration for approval of a maximum* (retail) (wholesale) price for the following described commodities in accordance with Revised Maximum Price Regulation No. 194, section 6. Applicant's relation to the business is_____

(Owner, manager, partner, officer, etc.)

(*Strike out the word "retail" or "wholesale," whichever is inapplicable.)

1. Name of establishment or business:

(Fill in exact business or trade name, like The Acme Apparel Shop, Superior Variety Shop, etc.)

of establishment or busi-2. Address ness: ____. (Street)

(City) (Box No.) (Phone No.) 3. Type of business: (Fill in description,

like general store, drug store, hardware and

paints, etc.

4. Type of operation: Retail only (), Both wholesale and retail (), Wholesale

only (), Other (specify)

5. Ownership: Individual (), Partnership (), Corporation (), Other (specify)

6. The reason why the commedities cannot be priced except under section 6 of RMPR 194 is _____

7. The goods were purchased from a manufacturer (), wholesaler (), retailer (), other (specify)

8. The goods were shipped by boat (), railroad (), boat and railroad (), parcel post () railway express (), plane (), other (specify) ...

9. Commodities for which approval of price sought.

1	2	3	4	8
Description of commodity	Invoice price	Costs of shipment	Total landed cost	My pro- posed cell- ing price

10. Other facts which I consider relevant are: _____ (Applicant) ____ Ву ____ (Title) (Date)

INSTRUCTIONS

Fill out and deliver or mail this application to the Territorial Office of OPA, Juneau, Alaska. Answer-all questions. Your application must be complete before a price is authorized, which will be in the form of a letter-order issued by the Territorial Direc-tor and sent directly to you. Read the instructions below before filling out this form. The numbered columns below correspond to the numbers at the top of the columns under paragraph numbered 9 above.

Column 1. Give an adequate physical description of the article, and wherever possible identify it further by the manufacturer's name or a code symbol for it, by the manufacturer's or your own lot number or style

number, by a brand or style name, by the grade label, or by the size (where size is a price factor). The guiding rule in describing the article is that it must be complete

enough to differentiate it from any other article in your establishment.

Column 2. Give the price you paid for the commodity less discounts allowed to you, except the discount for prompt payment. (If the commodity is subject to a Federal excise tax and your supplier's invoice states the tax separately, include the tax in your invoice

Column 3. "Costs of shipment" includes charges actually incurred by you for freight, wharfage, handling, marine and war risk insurance in landing the commodity at the dock or freight terminal nearest your place of business. It does not include charges for local hauling or drayage from the dock or freight terminal to your place of business.

Column 4. The figure in this column should be the sum total of the figures appearing in columns 2 and 3.

Column 5. Give the price at which you

intend to offer the article for sale.

~ Description of commodity	Invoice price	Costs of shipment	Total landed cost	My pro- posod cell- ing prico
2-piece suit dress, mfg. 26, style No. H 100 to H 110 Coffee table, genuine walnut, removable glass tray, top 2	\$7.75	\$0.35	\$3.10	\$11.70
- An., height 20 in - Ladies' shoes, Walk-over, promenade style - Liquid car polish, Dupont No. q, 1-pint container	7. 40 8. 65	1.64 .15 .04	9.04 8.80 .49	12,50 12,93 .60

GENERAL NOTE: You may apply for a price on as many articles as necessary in one application. Use a separate blank sheet of paper of the same size as this application form for listing the description, etc., of articles for which there is not sufficient space in the application form.

Nore: The record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of

This regulation shall become effective February 28, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-2964; Filed, Feb. 23, 1945; 11:43 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COM-PONENT

[MPR 200, Amdt. 19]

RUBBER HEELS AND SOLES IN THE SHOE REPAIR TRADE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation 200 is amended in the following respects:

1. The title of the regulation is amended to read as follows:

RUBBER HEELS AND SOLES IN THE SHOE REPAIR TRADE

- 2. Section 1315.1401 is redesignated § 1315.1401a, and is amended to read as follows:
- § 1315.1401a Prohibition against dealing in rubber heels and soles, rubber heels attached, and attaching rubber heels at prices in excess of the maximum. On and after the effective date of this regulation, no person shall, in the .course of trade or business, buy or receive, and no person shall sell or deliver, any commodity or service covered by this regulation at a price higher than the maximum price fixed by this regulation regardless of any contract or other obligation. No person shall agree, offer, solicit, or attempt to do any of the foregoing. Lower prices may, of course, be charged.
- 3. A new § 1315.1401, is added to read as follows:
- § 1315.1401 Commodities and services covered by this regulation. This regulation establishes maximum prices for all sales in the shoe repair trade of rubber heels and soles, rubber heels attached, and the service of attaching rubber heels. This regulation does not cover attached rubber soles or the service of attaching them.
- 4. Section 1315.1402 is amended to read as follows:
- § 1315.1402 Maximum manufacturers' prices for rubber heels sold in the shoe repair trade. The maximum manufacturers' prices for sales of rubber heels in the shoe repair trade are set forth in Appendix A. Those prices vary depending upon whether the heel is a black or a brown heel and whether the heel in question is classed as a "corded", "super" "standard" "competitive" or "special competitive" heel. The classification of a heel for pricing purposes is dependent upon the brand name on the heel and the

physical tests the heel can meet. Accordingly, in order to be sold at the maximum price for any of the particular grades in Appendix A, the heel must meet both the physical tests set forth in paragraph (c) of § 1315.1405 for that grade of heel for the color in which it is sold (or for both the black heel and the brown heel if it is sold in both colors) and must be of a brand which is listed in paragraph (a) of § 1315.1405 as belonging to that grade of heel. If the brand name of the heel of its color places it in a higher priced category than the physical tests, the physical tests shall control. If the physical tests place the heel in a higher priced category than the brand name, the brand name shall control. However, in such case, the manufacturer may apply for reclassification of the brand name in accordance with § 1315.1403. If the manufacturer marks the heel with a V-marking in accordance with paragraph (a) of § 1315.1410 to indicate the physical tests that the heel can equal or exceed, the V-marking shall control.

A classified brand name applies to both black and brown heels. If heels of both colors are sold under a classified brand name, each heel must at least equal the physical tests for its grade and color set forth in paragraph (c) of § 1315.1405. Where the physical tests that a branded heel meets in one of these colors places it in a different class than the heel of the same brand in the other color, the brand name shall be classified in the lower price class.

- 5. In § 1315,1403, the heading, paragraph (a), and paragraph (a) (1) are amended to read as follows:
- § 1315.1403 Classification and reclassification of brands for rubber heels—
 (a) Reports. A manufacturer who introduces a new brand name for a heel or who wishes to have a certain brand name reclassified shall file a report and six pairs of the heel (or six pairs of the brown heel and six pairs of the black heel if the brand name is to be used on heels of both colors) with the Office of Price Administration, Washington, D. C. This report shall include the following:
- (1) The color or colors (brown, black) to be sold under that brand, and the abrasion index and tensile strength of the heel for each of the colors (brown and black) in which it is to be sold.
- 6. The first sentence of § 1315.1403 (b) is amended to read as follows: "After receipt of the report and samples, the Office of Price Administration will classify or reclassify the heel by order or by amendment of the regulation or will deny the request for classification or reclassification."
- 7. The first sentence in § 1315.1403 (c) is amended to read as follows: "A new heel whose brand name is to be classified or a heel whose brand name is to be reclassified may not be sold or delivered until the regulation has been amended or an order has been issued listing such brand name in its appropriate classification."
- 8. Section 1315.1404 is amended to read as follows:

Maximum wholesalers' § 1315.1404 prices for rubber heels sold in the shos repair trade and maximum shoe repairmen's prices for rubber heels, attached rubber heels and attaching rubber heels. Maximum wholesalers' prices for rubber heels and maximum shoe repairmen's prices for rubber heels, rubber heels attached and attaching rubber heels are set forth in Appendix A. Those prices vary depending upon whether the heel in question is a black or brown heel and whether it is classed as a "corded" "super" "standard", "competitive" or "spe-cial competitive" heel. If the heel is not marked with a V-1, V-2, V-3, or V-4, the maximum price for selling or attaching the heel or selling it attached depends on the brand name and the color of the heel. The classification of heels by brand names for both black and brown heels is cet forth in paragraph (a) of § 1315.1405. Thus, for example, if a certain brand of black heel is listed in that paragraph as being a competitive grade heel and if that heel is not marked with a V-1, V-2, V-3, or V-4, the heal may not be sold, attached, or sold attached, at a price in excess of that stated in Appendix A for a "competitive grade" black heel. If a heel is marked with a V-1, V-2, V-3, or V-4, the maximum price for selling or attaching the heel or selling the heel attached shall depend on whether the heel is black or brown and the V-marking on the heel. For example, if a brown heel is marked with a "V-2" it may not be sold, attached or sold attached at a price in excess of the maximum price listed in Appendix A for a V-2 brown heel.

- 9. Sections 1315.1404a, 1315.1404b, and 1315.1404c are added to read as follows:
- § 1315.1404a Maximum manufacturers prices for rubber soles sold in the shoe repair trade. The maximum manufacturers' prices for sales of rubber soles in the shoe repair trade are set forth in Appendix B. Those prices vary depending upon the size and color (black or brown) of the sole in question, and whether it is classed as a "cord insert" "cord-on-end", "flat cord", "super" "standard", or "competitive" sole. The classification of a sole for pricing purposes is dependent upon the brand name of the sole and its grade ("cord insert" "cord-on-end", "flat cord" "standard" or "competitive") Accordingly, in order to be sold at the maximum price for any of the particular grades in Appendix B (other than the maximum price for a competitive grade sole of its color) a sale must be of a brand which is listed in paragraph (a) of \$1315.1405a or is classified by an order of the Office of Price Administration as belonging to that grade of sole. If the tests set forth in paragraph (c) of § 1315.1405a place the sole in a higher priced category than the brand name, the brand name shall control. However, in such case, the manufacturer may apply for reclassification of the brand name in accordance with § 1315.1404b. Notwithstanding any other provisions of the regulation, a black or brown rubber sole whose brand name is not listed in § 1315.14052, and is

^{*}Copies may be obtained from the Office of Price Administration.

not classified by an order of the Office of Price Administration, shall be deemed to be a competitive grade sole and shall have that grade's maximum price.

A classified brand name applies to both black and brown-soles. If a brand name is used on soles of both colors, the sole of each color must at least equal the tests for its color set forth in paragraph (c) of § 1315.1405a. When the tests that a branded sole meets in one of these colors places it in a different class than the sole of the same brand in the other color, the brand name shall be listed in the lower price class.

§ 1315.1404b Classification and reclassification of brands of rubber soles—
(a) Reports. A manufacturer who introduces a new brand name for a sole or who wishes to have a certain brand name reclassified, shall file a report and four pairs of the sole (or four pairs of the brown sole and four pairs of the black sole if the brand name is to be used on soles of both colors) with the Office of Price Administration, Washington, D. C. This report shall include the following:

(1) The color or colors (brown or black) to be sold under that brand, and the abrasion index, tensile strength and stitch tear of the sole for each color in which it is to be sold.

(2) The classification in which he wishes the brand name to be placed.

(3) A statement that all soles produced by him that bear that brand name will equal or exceed the quality of the soles submitted.

(4) Where the manufacturer wishes a brand name reclassified, the report shall include a statement that the reclassified sole will bear a sufficiently changed brand name or will be marked with an appropriate symbol or mark which must be described, as well as with its brand name, so that the reclassified sole may be readily distinguishable by the trade and by the public from the sole bearing that brand name produced under its former classification.

After receipt of the report and samples, the Office of Price Administration will compare the sole with representative soles of the class requested that are listed in the regulation, and will amend the regulation or issue an order classifying or reclassifying the sole, or will deny the request for classification or reclassification.

(b) Sales of soles with new or reclassified brand name. A new sole whose brand name is to be classified or a sole whose brand name is to be reclassified may not be sold or delivered until the regulation is amended or an order issued listing such brand name in its appropriate classification. A brand name shall not be reclassified unless the reclassified sole is marked in some manner approved by the Office of Price Administration that will make the reclassified sole readily distinguishable from the sole of the same name produced under its former classification. This distinguishing mark shall be included in the reclassifled brand name. However, the Office of Price Administration may approve reclassification of a brand name without any such distinguishing mark if it is satisfied that no soles of the brand's former classification are in any of the channels of trade.

§ 1315.1404c Maximum wholesalers' and shoe repairmen's prices for rubber soles sold in the shoe repair trade. Maximum wholesalers' and shoe repairmen's prices for rubber soles sold in the shoe repair trade are set forth in Appendix B. Those prices vary, depending upon the size of the sole, whether the sole in question is a black or a brown sole, and whether it is classed as a "cord insert", "cord-on-end" "flat cord" "super", "standard" or "competitive" sole. The classification for both black and brown soles is set forth in paragraph (a). of \$1315.1405a. Thus, for example, if a certain brand of black sole of a specified size is listed in that paragraph as being a

competitive grade sole, the sole may not be sold at a price in excess of that stated in Appendix B for a "competitive grade" black sole of that size.

10. The headnote and the introductory paragraph of § 1315.1405 are amended to read as follows:

§ 1315.1405 Price categories for black and brown heels. In-§§ 1315.1402 and 1315.1404 it is stated that the maximum price of a heel depends upon whether it is a black or a brown heel and whether it is classed as a "corded", "super", "standard", "competitive", or "special competitive" heel. This section is for the purpose of classifying heels into the various price categories set forth in Appendix A

11. The table in § 1315.1405 (c) (1) and the footnote thereunder are amended to read as follows:

		Brown heels			
Grade	All typesex hee	cept whole	Whole	Minimum	
-	Minimum abrasion 1	Tensile strength	Minimum abrasion i	Tensile strength	abrasion 1
Super (V-1)	35 30 20 10	1,200 1,000 700 400	30 20 15 10	1,000 700 600 400	25 20 15 10

The methods of federal specifications EA-ZZ-H-141 and ZZ-R-601a shall be applicable to the specifications.

1 A minus tolerance of 2 is permitted on Super (V-1), Standard (V-2), and Competitive (V-3) brown heels. No minus tolerance is permitted on black heels or on Special Competitive (V-4) brown heels.

12. Section 1315.1405a is added to read as follows:

§ 1315.1405a Price categories for black and brown soles. In §§ 1315.1404a and 1315.1404c, it is stated that the maximum price of a sole depends upon whether it is classed as a "cord insert" "cord-on-end" "flat cord" "super", "standard" or "competitive" sole. This section is for the purpose of classifying soles into the various price categories set forth in Appendix B.

(a) Classification of soles by brand names—(1) Sales by persons other than manufacturers. Sellers other than manufacturers may rely on the brand namo that appears on the sole. The classification of soles for sales by persons other than manufacturers, follows:

(i) Cord-on-end and Cord insert. "Cord-on-end" or "Cord insert" means rubber soles bearing the following brand names and made by the following manufacturers:

CORD-ON-END AND CORD INSERT

Brand:	Manufacturer
Aristocrat Cord Grip	O'Sullivan Rubber Co.
Biltrite Cord-on-End	
Cat's Paw Super Cord-on-End Insert	Holtite Manufacturing Co.
Hy-Flex Tuff Cord	Essex Rubber Co.
Pancord Cord-on-End	Panther-Panco Rubber Co.
Supertwist Cord Insert	Goodyear Tire and Rubber Co.
Tuffy •Cord	The I. T. S. Co.

(ii) Flat cord. "Flat cord" means rubber soles bearing the following brand names and made by the following manufacturers:

FLAT	CORD
Brand:	Manufacturer
Adlife Corded	Hagerstown Rubber Co.
Airwate	Holtite Manufacturing Co.
All Weather Flat Cord	Goodyear Tire and Rubber Co.
Aristocrat Corded	O'Sullivan Rubber Co.
Arrow Flat Cord	B. F Goddrich CoHood Rubber Co.
Cat's Paw Flat Cord	Holtite Manufacturing Co.
Commander Flat Cord	Holtite Manufacturing Co.
Dagmar Corded	Hagerstown Rubber Co.
Deluxe Suprex Flat Cord	B. F Goodrich Co.—Hood Rubber Co.
Fleetfoot Heavy Duty Cord	New Jersey Rubber Co.
Green Label Flat Cord (Holtite and Jax)	Holtite Manufacturing Co.
Greyhound Flat Cord	B. F Goodrich Co.—Hood Rubber Co.

(v) Competitive grade	
Etar Corp—Continued	

Competitive grade" means 1 ubber soles bearing the follow-

Monarch Certified Cord	Brand: Adilfe	E Manuacturers: Manufacturer Engerstown Rubber Co Monarch Rubber Co B F. Goodrich Co Hood Rubber Co Panther-Pance Rubber Co Holtte Manufacturing Co Hagerstown Rubber Co Hagerstown Rubber Co
(iii) Super grade 'Super grade" means rubben soles bearing the following brand names and made by the following manufacturers: Suren Sarad: Aristocrat—Safety Grip Ayon Sole Co	Diotator Empiro E Z Freetfoot Foster Gold Bond Holtite Corrugated	Holtto Manufacturing Co Hogerstown Rubber Co New Jersey Rubber Co Hogerstown Rubber Co Hogerstown Rubber Co Hogerstown Rubber Co Holtte Manufacturing Co Holtte Manufacturing Co
Cate Faw Twin Gripper. Cate Faw Twin Gripper. Columbia—Heavy Duty. Deliuxe Suprex, Plug Insort. Diffelong. The Super Grip. Selberling Bonded. The Reavy Duty. The Tr Store The Cordics). The Tr Store Two Ir Store Goodyen The and Rubber Co. The Store Two Ir	Jax Corrugated Jax A. Klipson L. and R. Monogram Norwood Oid Reliable Oriolo Panerom Penmar Penmar Permar Permar Perminer	- Houter Mannacauning Co Fanther Panco Rubber Co - Hollto Manufacturing Co The I T. S Co - Fanther-Panco Rubber Co - Essex Rubber Co - Hofftte Manufacturing Co - Hagerstown Rubber Co Panther-Panco Rubber Co - Ragerstown Rubber Co - Ragerstown Rubber Co - Goodyear The and Rubber Co - Goodyear The and Rubber Co - The I T. S Co
brand names and made by the following manufacturers: Brand: Brand: All Wonther Commander Comma	Roamer Mossie M	- Monarch Rubber Co - Panther-Panco Rubber Co - Holtte Manufacturing Co - Eccex Rubber Co - Holtte Manufacturing Co - Holtte Manufacturing Co - Mew Jercey Rubber Co - Holtte Manufacturing Co - Ponther-Panco Rubber Co - Co - Panther-Panco Rubber Co - Ruther-Panco Rubber Co - Inolute Manufacturing Co - Inolute Manufacturing Co - Monarch Rubber Co - Monarch Rubber Co - Monarch Rubber Co - Monarch Rubber Co - Hagerstown Rubber Co
O'Sullivan O'Sullivan O'Sullivan O'Sullivan Panto Panto Panto Panto Panto Panto Panto Panther Panco Rubber Co Panther-Panco Rubber Co Rob Sciloriling Tito Edge Twin Plug Tito Edge Twin	(2) Sales by manufacturers. The classifications of soles for sales by manufacturers are the same as those set forth in the preceding subparagraph. (1) However, the tests a sole must meet before it is classified are set forth in paragraph (c) of this section, and are applicate of the sales by manufacturers (b) Tests for unclassified soles must be soles not classified in paragraph (a) above, or by an order of the Office of	Price Administration, must at lead the physical tests established by the Production Board in Order M-217 (c) Tests for classifying rubbised by manufacturers. (1) A miturer may not sell or deliver any turer may not sell or deliver any name are not listed in paragin above at pieces higher than those lished for competitive grade rubbianiless and until an order classifianile.

in the preceding subparagraph (1) However, the tests a sole must meet before it is classified are set forth in paragraph (c) of this section, and are applicable to sales by manufacturers (b) Tests for unclassified soles Rubber soles not classified in paragraph (a) above, or by an order of the Office of

Price Administration, must at least equal the physical tests established by the War Production Board in Order M-217
(c) Tests for classifying rubber soles sold by manufacturers. (1) A manufacturer alle whose brand and manufacturers name are not listed in paragraph (n) above at plices higher than those established for competitive grade rubber coles unless and until an order classifying it,

in a grade other than competitive has been issued under § 1315.1404b. Each brand name listed in paragraph (a) is (i) a brand name used between November 1 and December 31, 1941, in the grade under which it is listed; or (ii) a new brand name used on a sole that at least equals the average specifications (abrasion, tension, and stitch tear) of representative soles listed for this grade in paragraph (a) or (iii) a brand name which qualifies for listing under (i) or (ii) and which has been reclassified after meeting the tests provided in (ii) above.

(2) Non-fiber corded, and fiber soles-(i) Non-fiber soles. "Non-fiber soles" are either soles which do not contain any fiber or soles which contain fiber only in one or more plugs, which are placed in

the area of greatest wear.

(ii) Corded soles. A "corded sole" must contain clearly discernible whole cords which at any given level lie generally

parallel to each other.

(iii) Fiber soles. A "fiber sole" is any sole containing fiber in any portion of the sole. However, for the purposes of this regulation the term "fiber sole" does not include corded soles or soles which only contain fiber in one or more plugs placed in the area of greatest wear.

13. Section 1315.1405b is added to read as follows:

§ 1315.1405b Maximum prices for rubber heels and soles not otherwise priced under this regulation. The maximum prices for all sales in the shoe repair trade of rubber heels and soles, for the shoe repairmen's sales of rubber heels attached and for the shoe repairmen's service of attaching rubber heels, which are not otherwise priced under this regulation, shall be a price consistent with the level of maximum prices established by this regulation, specifically authorized by the Office of Price Administration.

The manufacturer of any commodity required to be priced under this section, shall file this application for specific authorization of a maximum price with the Office of Price Administration, Washington, D. C., prior to first offering commodity for sale. The application shall con-

(a) A description of the heel or sole in question, including its brand, name, the color or colors in which it is to be sold. the abrasion index, tensile strength, and stitch tear. Four pairs of the commodity of each color in which it is to be sold shall be submitted with the application:

(b) A statement of the facts which make it necessary to price the commodity

under this section:

(c) The classification in which he wishes the brand to be placed:

(d) A statement that all of the commodities sold or delivered by him that bear that brand name will equal or exceed the quality of the commodities sub-

(e) A proposed pricing method and the price for the commodity determined in accordance with this method; and

(f) A statement of the reasons why the manufacturer believes that the use of this method results in prices which are in line with the level of maximum prices established by this regulation.

The Office of Price Administration may establish the maximum prices for sales of the commodity at all levels and for the service of attaching it (if it is a heel) and may require the manufacturer and all wholesalers who sell the heel to notify each buyer to whom he sells of such buyer's maximum prices for his sales of

the commodity and (where such buyer is a shoe repairman and the commodity is a heel) for the service of attaching the commodity.

14. The table and footnotes thereunder of § 1315.1424 (a) are amended to read as follows:

Table 1-A—Maximum Prices for Rubber Heels Sold in the Shoe Repair Trade 1

							
Item (the "V" references apply to black heels only)		Maximum price for sales to wholesalers 2		ım price les to epair- n ³	Unit of sales to wholesalers and shoo repairmen	Maximum prico to consumers for heels at- tached by shoo repairmen (per pair)	
	Brown	Black	Brown	Black		Brown	Black
1. Men's half heels (all sizes): Corded	\$1,88 1,80 1,69 1,46 1,24	\$1,58 1,50 1,39 1,16 .94	\$2,50 2,40 2,25 1,95 1,65	\$2.10 2.00 1.85 1.55 1.25	12 pairs 12 pairs 12 pairs 12 pairs 12 pairs	.60	\$0, 55 .55 .59 .43 .40
Corded		1.99 1.73 1.65 1.43 1.20		2.65 2.30 2.20 1.90 1.60	12 pairs	4444444 44444444 44444444	
3. Boys' whole heels (all sizes): Corded Super or standard grade, V-1 or V-2 Competitive grade or V-3 Special competitive grade or V-4. 4. Women's Cuban heels (scoops or flat type) and junior wedges (all sizes): Super grade or V-1 Standard grade or V-2 Competitive grade or V-3. Special competitive grade or V-4 St. Women's toolifts:	1.89 1.69 1.46 1.24	1.58 1.39 1.16 .94	2.50 2.25 1.95 1.65	2. 10 1. 85 1. 55 1. 25	12 pairs 12 pairs 12 pairs 12 pairs 12 pairs	1	. 55 . 60 . 45 . 40
Super grade or V-1. Standard grade or V-2. Competitive grade or V-3. Special competitive grade or V-4. 5. Women's toplits: (a) Thin Scoop Lifts (3 nail hole, fiber back, with washers (all sizes):	1.35 1.31 1.16	1.09 1.05 .90 .71	1.80 1.75 1.55	1.45 1.40 1.20 .95	12 pairs 12 pairs 12 pairs 12 pairs	.50	.45 .45 .40 .35
Super grade or V-1 (with nails)	1	.75 .71 .71	1.25 1.20 1.20	1.00 .95 .95	12 pairs 12 pairs 12 pairs	40	.40 .40 .40
All other grades V-2, V-3, V-4 (without noils). (b) 1 nail hole toplifts plain or fiber back, no washers (all grades, V-1, V-2, V-3, V-4): (l) 1 dozen to carton (with nails) (white*): By size: 9-0	.53 .56 .64 .63 .75 .75 .79 .79 .86 .80 .80	. 68 . 34 . 38 . 49 . 56 . 60 . 60 . 63 . 71 . 71 . 71	1.05 1.15 1.20 1.15 1.20	.45 .50 .65 .65 .75 .75 .80 .90 .95 .95 .95	12 pairs	35 .35 .35 .35 .35 .35 .35 .35 .35 .35	.35 .35 .35 .35 .35 .35 .35 .35 .35 .35
nails; By size: 9-0	4.61 4.91 4.61 4.91 4.91	2. 25 2. 70 2. 93 2. 93 3. 08 3. 49 3. 79 3. 49 3. 79	4, 20 4, 50 5, 10 5, 40 5, 60 6, 15 6, 15 6, 55 6, 55	3.00 3.60 3.90 3.90 4.10 4.10 4.65 5.05 4.65	72 pairs	35	35 35 35 35 35 35 35 35 35 35 35 35 35 3
10½ iron: Black Block Brown or no mark black All other grades V-2, V-3, V-4, by size: 9 iron:			.95			- 1.25	4 . 25 4 . 25
Black Brown or no mark black 1034 iron: Black		.56	.95	.70	Pound	. 1.25	4.25 4.25
Brown or no mark black	1	49	.90	.65	Pound		1.25 1.25 1.25
(d) Toplift strips (12½" x 25"): (1) Plain back, black: Super grade or V-1, by size: 7 iron	<u> </u>	1.13			Each	ľ	4,25

See footnotes end of table,

Тавия 1-А-Махімом Рисев бов Ковуря	or Hebels	as Sold	o in Thi	п Япов	Repair	Твалы	Con	Тавгя 1-АМахімом Разсяв ков Вовиви	Hebers S	OLD IN THE	Ѕноп Верли	пауш.	r-Con	
/ Itom (tho "iV" reforences apply to black heels only)	Maximum prico for sales to wholesalors 2	n prico I	Maxin'ilm prico for sales to shoe repair men 3		Unit of solos to wholesalors and shoo reporter	Maximu to cons for hoc tached repair (por I	Maximum prico to consumora for hools nt: tached by shoo repairmen (per pair)	Itom (the "V" references apply to black hools only)	Maximum prico for sales to wholesalors 2	Maximum prico for sales to shee repair men ⁶	orico Unit of sincs to wholesalers and aboo ropairmen		Maximum prico to consumers for needs at tached by shoo repairmen (per pair)	
	Brown	Blåck 1	Brown	Black		Вгожи	Black		Brown Black	Brown Bl	Black	Brown	rn Black	
6 Women's toplitts—Continued. (d) Toplift strips (12½, x 2½,); (i) Plain back, Black; Super grade or V-1, by sizes-		51		8				6 Orthopodio heels (all sizes): Mon's whole Mon's half Women's half 7 Combination leating and rubber lifts (ill	\$2.44 \$2.15 2.06 1.76	:84 :85 844	140 12 pairs 185 12 pairs 135 12 pairs	100	\$0.75 50.75 60 60 60	1212.00
0/ron		322	٠٦	228	Each Each Each	1	ននន	sizes); Men s Vomen's,	2.81 2.06 1.76	52 57 50 50	88		52	
Ziton. Zivo.		885		##E	Each Each	1	ងងង	27/18/ 3/8/ 0 Wedge and sport heels (all sizes):	22	88	95 12 pairs -	11	នន នន	
petitivo	1		1.1	388 8	-: -:	1 1 1		Super, schndard, V-1, V-2. Men's (cord and natural inserts) Women's	2 29 1 91 1 61 1 61 1 35	888 888	2.65 12 pairs		888 888	1010-0
775 fron		8228		8888	Each Fach Fach	11	នេងនង	CENTAIN	IN WHITE HEELS	ឡ				
o mark black:	mdar		1 222	8888 8	1 555	្រ នួងនេះ	8 8888	Item	Maximum 7 price forcales pi to whole- calers ?	Maximum prico for calca to shoo repairmen a	Unit of cales to wholecalers and choo repairmen		Maximum prico to consumer for heels attached by shoe repair men, per pair	
Standard grade or V-2, by size:	1 F		14 E	88 R	Each	នេ នេ		Men's half heeld	\$1.80 1.24	22 1 63	12 palm 12 palm	<u> </u>	8 8 8	
75 Iron 101 Iron 101 Iron 101 Iron 101 Iron 101 Iron	322	225 885 8	2555 3555	5885	Fach Fach	នេះនេះ	រងអង	Wedges). Women's thin ceoop super	90	88	12 palm		នទ្ធ	
Compelitive or special compelitive, V-3 or V-4 by size:		1.18	F. F.	13	Zach	8		(a) Died out topilits, plain or fiber back: Super grade, by size: 10/2 fron All other grades by size:	22		Pound		8	- رق
7½ fron O fron 10½ fron 10½ fron 7 lber brek odd to each write	uease	2222		88888	Ench Ench Ench Ench Ench	នគនគន	ន្ទម្ភមន្ទ	0 from 10 from	552	888	Pound Pound Pound		 888	man
(c) Topillu breda (kyv. x 123.7); (d) Filan bred., black; Dipor grade or V-1, by elve 7 fron 10/2 fron 10/2 fron All other grades V-2, V-3, V-4, by		2245 8335		8888 4466	1 dozen 1 dozen 1 dozen	111	ลลลล	All grades, by elect 7 Jean 734 Jean 105 Jean 105 Jean 105 Jean 106 Jean 107 Jean 108 Jean	555553 555553	이이어어서 불편합점품합	Each Each Each Each Each		**************************************	in noncomm
Tighton — — — — — — — — — — — — — — — — — — —		**** %2253	11111	යිපිතිසියි පරපර	l dezen 1 dezen 1 dezen 1 dezen	11,1	สลมสธ	Figure 2 of the state of the st	4474 \$8358	∝-3∺ 8೪೪8೪	I dezen I dezen I dezen I dezen		200	12121212
Super grade or V-1 by elect 7 fron	2002 2552	2253 5253	6253 5253	8888	I dozen I dozen I dozen I dozen	สลลล	สสสส	1 The maximum prices for block hoels established by the regulation are also applicable to heels of all colors other than brown that were preduced prior to Appli 1, 1042, except the white heels for which repellio prices are established in Table 1-A. 4 less excelle prices for white heels apply only to white heels produced before April 1 1042, 17 These prices shall be reduced by 5 prepent if the purchaser pays exal within 30 days after delivery in accordance with the provisions of 8 1315, 1434 (d) (1)? The maximum prices for eales by wholesipes to certain wholesables are	by the regulat 2, except the wi apply only to w purchaser pays	on are also of the break for the break for the break for cash within the soles by we have the soles by the soles b	npileablo to her which specific reduced before 2 30 days after de holesalers to co	ols of all or all of al	colors other establisher 942, accordance ocsalers are	
Fiber back add to each price	282283	25583 55583	*********	88343	l dozen 1 dozen 1 dozen 1 dozen	88888	ន្តន្តន្តន្តន	est forth in paragraph (h) of this rection. 1 Thiese prifees shall be decreased by the customary each discounts in accordance with the provisions of § 1316 1424 (d) (d). 1 Aided ant roplitts or roplitts ent from toplift strips or toplift blocks are attached to heels which are inrect in siles than after 3-0 thin scoop lift (3 mill hole), the shoe repairman may add \$0 0 per pair to the prives stated in 1 abbe 1-A for attaching these women's toplifts	7 eash discount ps or topliff bl pafrinan may a	s in accordan seks aro atta 1d \$0 05 per 1	tes with the pro shed to beels wh pair to the prices	visions of ifeli are le stated in	r § 1316 142: arrer in skr r Tablo I–A	 6.

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To whole salers net?

Ist:

ing the word 'rubber" for Table I-B-Maximum Prices for Rubber Soles Sold in the Shoe Repair Trade 1-Continued	HALF SOLES—continued	
15 Section 1315 1424 (e) (2) is amended by substituting the word 'rubber" for	the word 'rubberless' that appears as the next to the last word in this section	16 Soution 1215 1495 is added to read as follows:

Brown (per dozen pairs) To shoe 1 To whole salers not 1 4 2 2 2 3 82 **52226** 828428 22.423 28428 :22 2222 Black (per dozen pairs) ននននន సిస్తా 23. ఇం 88. To shoe re-446665 888885 8 1:198 822888 8242 84848 ននននន 88888 SOLES FULL Composition—Continued Ç? Composition See footnotes end of table Itom Cord Standard grade: 19 iron (sizes 8-12)... 18 iron (sizes 10-12)... (medium): fron (stres 7-12). fron (stres 7-12) 14 fron (extra heavy); Cord-on-end; L, G. Women's. Competitive Men s full soles: 9 Iron (light): Super grad Size L ద్దాల్లు చబ్రక్రినికు 252525 252525 82525 252525 252525 82525 #82888 manufacturers' and wholesalers' prices for rubber soles sold in the shoe repair trade shall be the prices listed in Table I-B: 2821 1288 2821 1288 To whole-Brown (per dozen pairs) Table I-B-Maximum Prices for Rubber Solds Sold in the Shoe Repair Trade² To shoe re-មមមមមម ដន្ទង់គងន 82828 248882 3332 85548 ಸಜಽಜಽ នឧនឧនឧ 0 To whole salers net 9999 8888 444444 828388 44441 84888 22887 22222 22222 22228 444444 88888 523888 Black (per dozen pairs) \mathcal{O}_{Σ} To shoe re-444444 488558 ස්සය පියිසිම იოცი<u>ი</u> 88488 882828 44444 28883 949999 843888 8888 8888 HALF SOLES 11 Composition Itom M from (extra heavy):
Super grade:
Size 13-16..... L. G. 10½ or 11 fron (m Super grade: Size 13-10

TABLE I-B-MAXIMUM PRICES FOR RUBBER SOLES SOLD IN THE SHOE REPAIR TRADE *-CENTINUE T FULL SOLES-continued

	•		·	
3	Bleck (per	dezèn palrs)	Brown (per	dezen pairs)
Item	To shoe re- pairmen list ²	To whole- calers, net :	To shoo re- pairmen list ²	To whole- colors, net *
Composition—Continued				
Men's full soles—Continued. Standard grade—Continued. 17 iron (sizes 7-12)	1 4.65	84.61 4.43 3.94 3.49 3.11 2.63	87.49 7.15 6.59 6.09 6.49 6.05	85.25 6.25 4.83 4.43 4.65 3.70
Super grade: 12 iron (size 2-6)	4.90	3.03	6.05	4.51
14 iron (size 3-6)	4.90 4.05 4.40 4.15 3.90 3.90 4.15	3.68 3.49 3.59 3.11 2.63 3.11	&@\$\$ &&\$\$ &&&& &&& &&&	433 433 433 433 433 433 433 433 433 433
9 iron 7 iron	3.99 3.65	2.93 2.74	5.05 4.89	3.70 3.60
Men's full soles: Cord Cord insert: 12 or 13 iron (size 6-12). Cord-on-end; 12 or 13 iron (size 6-12). Flat cord: 17 iron (size 7-12). 14 iron (size 9-12). 12 or 13 iron (size 6-12). 10½ iron (size 7-12). 9 iron (size 7-12).	6.00	6.18 4.50 4.73 4.73 4.33	88 7 200 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	6.19 6.51 6.73 6.73 6.63
9 iron (size 7-12)	4.80	3.60	629	រិនី
Boys' full soles: Cord insert: 12 or 13 iron (size 2-6)	6, 15	4.61	7.45	8.23
Cord-on-end: 14 iron (size 3-6) 12 or 13 iron (size 2-6) 9 iron (size 3-6)	5, 85 5, 55 5, 25	4.39 4.16 3.94	7.23 6.89 6.60	5.43 5.18 4.85
Flat cord: 14 iron (size 3-6) 12 or 13 iron (size 2-6) 9 iron (size 3-6) Sport soles—fiber, all types	5.35 5.10 4.35	4.01 3.83 3.29	6.49 6.43 8.63	4.03 4.23 4.21
Plain or designed: Men's (sizes 7, 8, 9, 10, 11, 12): 10½ fron	8.15 6.77 7.33 7.33 8.33 4.03 4.03 8.43	4.10 4.31 4.61 5.63 5.94 2.81 2.83 3.71 4.16 4.61	443 443 7755 7855 8854 4439 8419 8419 8419 8419	4.84 4.69 5.274 5.69 5.69 5.29 5.41 5.43 5.44 5.43

¹These maximum prices for black soles also apply to soles of all colors other than brown that were produced prior

to April 1, 1942.

These prices shall be reduced by 5 percent if the purchaser pays cash within 63 days after delivery. The discounts and transportation allowances applicable to sales by wholesalers to certain wholesalers are set forth in paragraph (b) of \$1315.1424 which is applicable to soles in accordance with the provisions of \$1315.1425(c).

These prices shall be decreased by the customary cash discounts as provided in \$1315.1424(d)(2).

(b) Maximum prices for rubber soles sold unattached by the shoe repairmen. The maximum price for a sale of rubber soles by a shoe repairman shall be 40 percent of the maximum price established under the appropriate regulation of the Office of Price Administration for sales of the attached rubber soles.

(c) The provisions of paragraphs (d) (e) (f) and (h) of § 1315.1424 shall apply to rubber soles except that "sole" shall be substituted for "Heel" and "Table I-B" shall be substituted for "Table I-A"

Note: All reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective February 23, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES, Administrator.

[F. R. Doc. 45-2961; Flied, Feb. 23, 1945; 11:41 a. m.)

PART 1315-RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[LIPR 477, Amdt. 10]

SALES OF RUBBER HEELS AND SOLES IN THE SHOE PACTORY AND HOME REPLACEMENT

A statement of the considerations involved in the issuance of this amend-

ment, issued simultaneously herewith, has been filed with the Division of the -Federal Register.*

In Appendix A, Table H, the subdivision entitled "Junior heels, Brown" and the table thereunder, are amended to read as follows:

JUMOR HERES BEOWN

Grade	Size	35"	38
BR-A	21-22 and larger	\$3.80	\$10.0
BR-A	19-20	7.80	14.10
BR-A	. 17-18	7.35	8.30
BR-A	15-16	7.03	7.7
BR-A	12-14	5.50	6.6
BR-A	9-11	4.70	5.0
BR-B	19 and larger	7.50	8.7
BR-B	17-18	7.co	7.9
BR-B	15-16.	6, 63-	7.3
BR-B.	12-14	5, 20	6.2
BR-B		4.45	4.8
BR-C	21-22 and larger	8.15	8.9
BR-C	19-20	7.20	8.1
BR-C	17-18	6.63	7.4
BR-C	15-16		6.9
BR-C	. 12-14	4.90	5.0
BR-C	9-11	4.10	4.5
BR-D	_ 21 and larger	7.45	8.0
BR-D		C.70	7.4
BR-D	17-18	6.00	6.6
BR-D		5.33	3.€
BR-D	12-14	4.40	5.2
BR-D	9-11	3.75	4. I

This amendment shall become effective February 28, 1945.

Issued this 23d day of February 1945. CHESTER BOWLES,

Administrator.

[P. R. Doc. 45-2962; Filed, Feb. 23, 1945; 11:41 a. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Rev. RO 11,1 Amdt. 48]

FUEL OIL

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 1334.5416 is added as follows:

§ 1394.5416 Special three (3) months issuance of certain rations. (a) Regardless of the provisions of §§ 1394.5353 (a) (domestic cooking), 1394.5354 (a) (domestic lighting) and 1394.5402 (c) (1) (miscellaneous farm and household uses) on and after February, 26, 1945 and until the Eoard has available for 1ssuance Class 3A coupon sheets, it shall issue no ration specified in those sections to a consumer other than a depositor for a period in excess of three (3) months.

This amendment shall become effective on February 26, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES. Administrator.

[F. R. Doc. 45-2366; Filed, Feb. 23, 1945; 11:42 a. m.]

[•]Copies may be obtained from the Office of Price Administration.

¹⁹ P.R. 2357.

PART 1351—FOOD AND FOOD PRODUCTS
[FPR 1, Supp. 7 Incl. Amdts. 1-21,1
Correction]

PACKED FRUITS, BERRIES AND VEGETABLES OF THE 1944 AND LATER PACKS

The compilation of Supplement 7 to Food Products Regulation 1, including Amendments 1-21, is corrected as follows:

In the list of packed vegetables in section 6, the second item under Group III, is corrected to read "Mixed vegetable juices"

This correction shall become effective as of February 17, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator

[F. R. Doc. 45-2967; Filed, Feb. 23, 1945; 11:43 a. m.]

PART 1399—CONSTRUCTION, OIL FIELD, MINING AND RELATED MACHINERY [MPR 134.2 Amdt. 18]

CONSTRUCTION AND ROAD MAINTENANCE - EQUIPMENT RENTAL PRICES AND OPERATING OR MAINTENANCE SERVICE CHARGES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1399.10 (b) (3) of Maximum Price Regulation 134 is amended to read as follows:

(3) U. S. Army Engineers, Alaska. Notwithstanding any provisions of Maximum Price Regulation 134, the maximum rental price per month for any construction or road maintenance equipment leased or furnished by any person to the United States Army Engineers for use in connection with the Alaska Western Railway Surveys or the American River-Imruk Basin Airfield Surveys in the Territory of Alaska shall be the applicable monthly rate set forth in § 1399.15, Appendix A, plus 100% of such rate, irrespective of the number of hours that such equipment may be used.

This amendment shall become effective February 28, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator.

[F R. Doc. 45-2963; Filed, Feb. 23, 1945; 11:43 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 89]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 15, Appendix I, paragraph (c) is amended in the following respects:

- 1. Table 6 is amended in the following respects:
- a. Footnote reference 10 is deleted from Items 1, 3, 5 and 7 in Column 5 and added to Items 2, 4, 6 and 8 in Column 5.
- b. Footnote 10 is amended to read as follows:

¹⁰ During the period beginning March 1 and ending March 20, 1945, for white grapefruit produced in Florida (except those marked "Indian River"), the Column 5 price shall be for Item 2—\$3.36, for Item 4—42 cents per pound, for Item 6—3.3 cents per pound and for Item 8—2.8 cents per pound.

- 2. Table 7 is amended in the following respects:
- a. Footnote reference 10 is deleted from Items 1, 3, 5 and 7 in Column 5 and added to Items 2, 4, 6 and 8 in Column 5.
- b. Footnote 10 is amended to read as follows:

¹⁰ During the period beginning March 1 and ending March 20, 1945, for white grapefruit produced in Florida and marked "Indian River" the Column 5 price shall be for Item 2—\$3.86, for Item 4—4.8 cents per pound, for Item 6—3.9 cents per pound and for Item 8—3.5 cents per pound.

- 3. Table 8 is amended in the following respects:
- a. Footnote reference 9 is deleted from Items 1, 3, 5 and 7 in Column 5 and added to Items 2, 4, 6 and 8 in Column 5.
- b. Footnote 9 is amended to read as follows:

*During the period beginning March 1 and ending March 20, 1945, for pink grape-fruit produced in Florida, the Column 5 price shall be for Item 2—\$3.76, for Item 4—4.7 cents per pound, for Item 6—3.8 cents per pound and for Item 8—3.3 cents per pound.

4. In Table 10, Footnote 9 is amended to read as follows:

*During the period beginning March 1 and ending March 20, 1945, for tangerines produced in Florida, the Column 5 price shall be for Item 1—\$4.61, for Item 2—5.4 cents per pound, for Item 3—4.2 cents per pound, and for Item 4—3.4 cents per pound.

This amendment shall become effective March 1, 1945.

Issued this 22d day of February 1945.

CHESTER BOWLES,

Administrator

Approved: February 21, 1945.

ASHLEY SELLERS,

Assistant War Food Administrator

[F. R. Doc. 45-2935; Filed, Feb. 22, 1945; 3:42 p. m.]

4030, 4086, 4088, 4434, 4786, 4787, 4877, 5926, 5929, 6104, 6103, 6420, 6711, 7259, 7268, 7434, 7425, 7580, 7583, 7759, 7774, 7834, 8148, 9066, 9080, 9289, 9356, 9509, 9512, 9549, 9785, 9896, 9897, 10192, 10192, 10499, 10877, 10777, 10878, 11350, 11534, 11546, 12038, 12208, 12340, 12341, 12263, 12412, 12537, 12643, 12968, 12973, 13067, 13138, 13205, 13761, 13934, 14062, 13995, 14437, 14731, 15107, 16107, 10 F.R. 49, 256, 460, 923, 1540, 1403, 1456.

Chapter XVIII—Office of Economic Stabilization

[Directive 34]

PART 4003—Subsidies: Support Prices

1944-45 FLORIDA SUGARCANE HARVESTING PAYMENT PROGRAM

The War Food Administrator, by letter and enclosures dated February 21, 1945, having recommended that in view of the damaging freeze in Florida on December 14, 1944, which has substantially reduced sugar yields and returns from 1944-45 Florida sugarcane, certain payments be made with respect to such sugarcane delivered by growers to processing mills, in order to provide growers with returns sufficient to obtain the maximum harveting of such sugarcane and the maximum production of sugar therefrom,

I hereby find that the measures proposed to me by the War Food Administrator are necessary to effectuate the policy established by Executive Order 9250 and 9328 and specifically to insure the maximum production and distribution of raw cane sugar to meet military, lend-lease and civilian requirements.

Accordingly, the War Food Administrator is hereby authorized and directed to carry out through the Commodity Credit Corporation the measures described in the War Food Administrator's letter and the memorandum enclosed therewith.

(E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Effective date: February 22, 1945. Issued this 22d day of February 1945.

Fred M. Vinson, Economic Stabilization Director

[F. R. Doc. 45-2960; Filed, Feb. 23, 1945; 11:26 a.m.]

TITLE 34—NAVY

Chapter I-Department of the Navy

PART 22—MUSTERING-OUT PAYMENTS TO MILITARY PERSONNEL IN THE UNITED STATES NAVY, MARINE CORPS, AND COAST GUARD

Pursuant to the authority vested in the Secretary of the Navy by the Act of February 3, 1944, Public Law 225, 78th Congress, the following regulations are prescribed to govern, under the authority of subject act, mustering-out payments to military personnel in the United States Navy, Marine Corps ard Coast Guard:

Sec. 22.1

Statutory provisions.

22.2 Definitions and determinations.

22.3 Payments to survivors.

22.4 Payments on behalf of persons discharged on account of mental disability.

22.5 Payments to veterans discharged or relieved from active service on or after February 15, 1944.

22.6 Payments to veterans discharged or relieved from active service prior to February 15; 1944.

22.7 Delegation of authority.

AUTHORITY: §§ 22.1 to 22.7, inclusive, issued under Pub. Law 225, 78th Cong.

^{*}Copies may be obtained from the Office of Price Administration.

¹ 10 F.R. 1750.

² 10 F.R. 597.

^{*8} F.R. 16409, 16294, 15619; 16423, 17372; 9 F.R. 790, 902, 1581, 2008, 2023, 2091, 2493,

§ 22.1 Statutory provisions—(a) To whom payable. Except as provided in paragraph (b) of this section, each member of the armed forces who shall have been engaged in active service in the present war, and who is discharged or relieved from active service under honorable conditions on or after December 7. 1941, shall be eligible to receive mustering-out payment.

(b) To whom not payable. No mustering-out payment shall be made to:

(1) Any member of the armed forces who, at the time of discharge or relief from active service, is receiving base pay at a higher rate than the base pay of the third period as prescribed in section 1 of the Pay Readjustment Act of 1942, as amended (act of June 16, 1942, 56 Stat. 359, 37 U.S.C. 101)

(2) Any member of the armed forces who, at the time of discharge or relief from active service, is transferred or returned to the retired list with retirement pay or to a status in which he receives

retirement pay.

(3) Any member of the armed forces for any active service performed prior to the date of his discharge or relief from active service on his own initiative to accept employment, or, in the case of any member so relieved from active service. for any active service performed prior to the date of his discharge while in such mactive status, unless he has served outside the continental limits of the United States or in Alaska;

(4) Any member of the armed forces whose total period of service has been as a student detailed for training under (i) the Army specialized training program, (ii) the Army Air Forces college training program, or (iii) any similar program under the jurisdiction of the Navy, Ma-

rine Corps, or Coast Guard;

(5) Any enlisted man or member of the Women's Reserve of the Naval Re-~serve, Marine Corps Reserve or Coast Guard Reserve whose enlistment contract was terminated by cancelation or discharge while under the minimum statutory or administrative age limit by reason having falsely stated his/her age in his/her application for enlistment (act of July 1, 1944, Pub. Law 398-78th

(6) Any member of the armed forces for any active service performed prior to the date of his discharge from such forces for the purpose of entering the United States Military Academy, the United States Naval Academy, or the United States Coast Guard Academy:

(7) Any member of the armed forces whose sole service has been as a midshipman at the United States Naval Academy or as a cadet at the United States Coast Guard Academy or in a preparatory school after nomination as a principal, alternate, or candidate for admission to any of said academies;

(8) Any commissioned officer unless he is discharged or relieved from active service within three years after the termination of the present war as pro-

claimed by the President.

(c) Rates and conditions. (1) Mustering-out payment for persons eligible under paragraph (a) of this section shall be in sums as follows: (i) \$300 for persons who, having performed active service for sixty days or more, have served outside the continental limits of the United States or in Alaska; (ii) \$200 for persons who, having performed active service for sixty days or more, have served no part thereof outside the continental limits of the United States or in Alaska; (ili) \$100 for persons who have performed active service for less than sixty days.

(2) Each person eligible to receive mustering-out payment under paragraph (c) (1) (i) of this section shall receive one-third of the stipulated amount at the time of final discharge or ultimate relief from active service; and the remaining amount of such payment shall be paid in two equal installments—one month and two months, respectively, from the date of the original payment. Each person eligible to receive mustering-out payment under paragraph (c) (1) (ii) of this section shall receive onehalf of the stipulated amount at the time of final discharge or ultimate relief from active service; and the remaining amount of such payment shall be paid one month from the date of the original payment. Each person eligible to receive mustering-out payment under paragraph (c) (1) (iii) of-this section shall receive the stipulated amount at the time of such discharge or relief from active service.

(d) Payments to personnel discharged or relieved from active service prior to February 15, 1944. Any member of the armed forces entitled to mustering-out payment who shall have been discharged or relieved from active service under honorable conditions before the effective date of the Act of February 3, 1944, shall, if application therefor is made within two years after the date of enactment of the Act of February 3, 1944, be paid such mustering-out payment by the Navy Department beginning within one month after application has been received and approved by such department: Provided. That no member of the armed forces shall receive musteringout payment under the Act of February 3, 1944, more than once, and such payment shall accrue and the amount thereof shall be computed as of the time of discharge for the purpose of effecting a permanent separation from the service or of ultimate relief from active service.

(e) Payments to survivors. If any member of the armed forces, after his discharge or relief from active service, shall die before receiving any portion of or the full amount of his musteringout payment, the balance of the amount due him shall be payable, on appropriate application therefor, to his surviving spouse, if any; and if he shall leave no surviving spouse, then in equal shares to his child or children, if any; and if he shall leave no surviving spouse or child or children, then in equal shares to his surviving parents, if any Provided, That no payments under the Act of February 3, 1944, shall be made to any other person.

(f) Exemption from taxation and claims of creditors; issuance of regulations. (1) Mustering-out payments due or to become due under the Act of February 3, 1944, shall not be assignable and any payments made to or on account of a veteran hereunder shall be exempt from taxation, shall be exempt from the claims of creditors, including any claim of the United States, and shall not be subject to attachment, levy, or seizure by or under any legal or equitable process whatever either before or after receipt by the payee.

(2) The Secretary of the Navy shall make such regulations, not inconsistent with the act of February 3, 1944, as may be necessary, effectively, to carry out the provisions thereof, and the decisions of the Secretary of the Navy shall be final and not subject to review by any court

or other Government official.

(g) Definitions. (1) "Member of the armed forces" means any member of the Army or Navy of the United States, the United States Marine Corps, the United States Coast Guard, or any of their respective components.

(2) "Spouse" means a lawful wife or

husband.

(3) "Child" includes (i) a legitimate child: (ii) a child legally adopted; and (iii) a stepchild, if, at the time of death of the member of the armed forces, such stepchild was a member of the deceased's household.

(4) "Parent" includes father and mother, stepfather and stepmother, and father and mother through adoption.

§ 22.2 Definitions and determinations—(a) Scrwcc—(1) In general. Service for which mustering-out payment may be made is based on active service only. The time required for a physical examination and for necessary compliance with orders in reporting to active duty does not constitute active service for mustering-out payment purposes except in those cases that the individual concerned has subsequently reported for active duty as ordered.

(2) Computation of length and nature of scrvice. For the purpose of computation of the performance of active service for sixty (60) days or more and the determination of active service outside the continental limits of the United States or in Alaska, service to be taken into consideration shall be limited to service performed within the period between December 7, 1941, and the date of the termination of the present war as may hereafter be proclaimed by the President or by Congress, both dates to be inclusive. Time spent in an inactive status prior to call to active duty may not be counted in computing the length of active service. However, time lost while in an active duty status is not deducted.

(3) Service outside the continental limits of the United States. Service outside the continental limits of the United States, regardless of the period of time, shall be constituted by (i) service affoat or in the air beyond the three mile limit, including that in a travel status; (ii) service performed in a United States territory or foreign country, including Canada and Mexico, including that performed while in a travel status; (iii) however, service performed beyond the three mile limit while in a travel status traveling from one part of a state to another part thereof for service therein shall not constitute active service outside the continental limits of the United States for the purpose of computing mustering-out payment.

(b) Discharges and releases from active duty—(1) In general. Entitlement to mustering-out payment is dependent upon a discharge for the purpose of effecting a permanent separation from the service or upon ultimate release from active duty on or after December 7, 1941, under honorable conditions.

(2) Determination of permanent separation or ultimate release. Whether or not a discharge effects a permanent separation or a release is ultimate is determinable as of the time of the separation and, unless the documents effecting the separation provide that such separation is for a specified temporary period, the separation will be considered as permanent, except that a prior separation, apparently permanent at the time of separation, will not be considered as having effected a permanent separation in the case of persons who have reentered upon active duty prior to making application for mustering-out payment.

(3) Determination of "under honorable conditions." The character of discharge or release from active duty determines whether or not a separation is "under honorable conditions." The following rules are applicable:

(i) In the case of officer personnel, all separations will be considered as being under honorable conditions except separations resulting from a dismissal by general court-martial or separations resulting from a resignation for the good of the service and to escape trial by general court-martial. Separations resulting from a resignation "for the good of the service" but not to escape trial by general court-martial are deemed to be 'under honorable conditions.'

(ii) In the case of enlisted personnel all separations will be considered as having been under honorable conditions except those for which an unfavorable type of discharge was given. The unfavorable types of discharge issued on and subsequent to December 7, 1941, are: (a) Navy Discharges issued on: Forms NNav 63, NNav 63-A, NNav 63-B. Naval Reserve Forms NNav 213 with character "undestrable," and NNav 2141; Form BNP 662 Forms NavPers 662 NavPers 662a 1 and NavPers 662b 1. (b) Coast Guard: Discharges of a character of Undesirable, Bad Conduct, or Dishonorable: (c) Marine: Discharges of a character of Dishonorable (NAVMC 385 (b)-DP)1. Discharges of a character of Bad Conduct (NAVMC 385-DP)1. Discharges of a character of Undesirable (NAVMC 385 (a)-DP)1 and Discharges of a character of Undesirable-by reason of desertion (NAVMC 385 (c)-DP)1

(4) Discharges or releases from active duty for specific purposes as affecting entitlement to mustering-out payment.
Although otherwise entitled, no mustering-out payment is payable where the discharge or release from active service is for any of the following purposes:

(i) Discharge to accept a commission, warrant or to enlist. Personnel discharged to accept a commission or warrant or to enlist in any of the armed forces as defined in § 22.1 (g) (1)

(ii) Discharge for the purpose of entering armed forces of allied nations. Personnel discharged at their own initiative for the purpose of enlisting or accepting commissions in the armed forces of allied nations, except where such personnel have served outside the continental limits of the United States or in Alaska.

.(iii) Discharge for the purpose of entering maritime service. Personnel discharged on their own initiative for the purpose of enlisting in, accepting a commission, or accepting employment with the War Shipping Administration (United States Merchant Marine Service) except where such personnel have served outside the continental limits of the United States or in Alaska.

(iv) Discharge or release for the purpose of accepting employment. Personnel discharged or released to accept employment if such separation was on their own initiative, unless the member so separated has served outside the continental limits of the United States or in Alaska. In order to deny entitlement on the basis of this provision, the primary consideration influencing the granting of the request must be the element of employment. The fact that a request recites that the member has been offered specific employment or that the member will return to a businss or profession in the event of separation will not, of itself, preclude entitlement. Thus, a separation for dependency will not be considered a separation to accept employment unless the matter of dependency is subsidiary to the matter of accepting employment; likewise a separation for the convenience of the Government will not be considered a separation to accept employment where the separation is granted in accordance with a specific or general "plan of demobilization." A "plan of demobilization" is considered to be any policy under which separations are granted to members of a class or group who have been specifically or inferentially invited to submit requests for separations.

(v) Discharge or release while under the minimum statutory or administrative age limit by reason of having falsely stated age in application for enlistment. Any enlisted man or member of the Women's Reserve of the Naval Reserve, Marine Corps Reserve or Coast Guard Reserve whose enlistment contract was términated by cancelation or discharge while under the minimum statutory or administrative age limit by reason of having falsely stated his/her age in his/her application for enlistment.

(c) Members of the armed forces—(1) Definition. Members of the armed forces include members of the Navy, Coast Guard, Marine Corps, their reserve components, including women's reserve components, and members of the Nurses Corps. Temporary members of the Coast Guard Reserve and members of the Coast Guard Auxiliary are not included unless performing full-time active duty with naval pay and allowances.

(2) Eligibility. If otherwise eligible, all members of the armed forces as above defined, including Naval Reserve Aviation officers, Class A-V (N) entitled to receive a lump-sum payment on release from active duty, are eligible to receive -mustering-out payment except the following:

(i) Officers receiving base pay of the fourth period and above at time of discharge. An officer receiving base pay plus longevity equivalent to the base pay of the fourth pay period is not thereby precluded.

(ii) Commissioned officers discharged from active service more than three years after the termination of the present war.

(iii) Personnel transferred or returned to the retired list with retired pay and personnel transferred to Fleet Reserve or Fleet Marine Corps Reserve or members of such reserves returned to mactive duty with retainer pay. Personnel who either receive or are entitled to receive disability benefits for serviceconnected disabilities under laws administered by the Veterans' Administration are not precluded from receiving mustering-out payment if otherwise entitled thereto. Disability benefits compensating the recipient for specific physical disability are to be distinguished from retirement pay which certain persons receive or are entitled to receive by reason of retirement for physical disability.

(iv) Personnel whose only service has been as a midshipman at the Naval Academy or as a cadet at the Coast Guard Academy or in a preparatory school after nomination as a principal, alternate or candidate for admission to such academy. Reserve midshipmen and cadets are not precluded under this provision, even though their courses of training may have been given at either of these academies.

(v) Personnel whose only service has been as a student under the college training program (Class V-12 Naval Reserve; Class III (d)-V-12 Marine Corps Reserve, while actually in college pursuing academic training) The transfer from a V-12 or III (d)-V-12 unit to a hospital as a patient and the change of duty occasioned thereby is not such additional service as will entitle a student to payment.

(vi) Personnel, Class V-5 Naval Reserve, whose only service has been in flight preparatory school and/or temporary duty under Tarmac instruction. The transfer from a flight preparatory school to a reclassification center and the change of duty occasioned thereby is not such additional service as will entitle a trainee to payment where, immediately after the transfer, the trained exercises his opinion to be discharged. The transfer from a flight preparatory school to a hospital as a patient and the change of duty occasioned thereby is not such additional service as will entitle a student to payment.

(d) Entitlement where more than one period of service involved. The following

Filed as part of the original document. 2 Not filed with the Division of the Federal Register.

rules are applicable with respect to entitlement where more than one period of active service is involved;

(1) A member of the armed forces who has received mustering-out payment in an amount less than \$300 as a result of the completion of one period of active service is entitled to receive additional mustering-out payment upon completion of a later period of active service, under conditions which authorize payment in an amount higher than that previously received, equal to the difference between his total entitlement for all periods of service less payments previously received, but in no event in a total amount greater than \$300.

(2) Mustering-out payments will not be made to persons in active service except as indicated in paragraph (d) (3)

of this section.

(3) Where an initial installment is paid to a person discharged or relieved apparently for the purpose of effecting a permanent separation from the service or ultimate relief from active service, payment of additional installments due will be made even though the person concerned reenters active service prior to receipt of all installment payments to which he is entitled.

§ 22.3 Payments to survivors—(a) General—(1) By whom made. All mustering-out payments to survivors will be made by the Field Branch, Bureau of Supplies and Accounts (Mustering-Out Payment Division). Cleveland 15; Ohio, in case of Navy and Coast Guard personnel or the Paymaster General of the Marine Corps, Washington 25, D. C., in the case of Marine Corps personnel.

(2) Necessity for application. No mustering-out payment shall be made to any survivor without an appropriate written application therefor. The application should be filed with the Bureau of Naval Personnel, Navy Department, Washington 25, D. C., Headquarters, Coast Guard, Washington 25, D. C., or Director of Personnel, Marine Corps, Washington 25, D. C., for the respective

services.

(3) Definition of "balance of amount due." The words, "balance of amount due." contained in section 4 of the act of February 3, 1944, shall be construed to mean the full sum remaining unpaid to the veteran at the time of his death, and such sum shall be payable to a qualified survivor or survivors in a lump sum and not on an installment basis. For example, if a veteran entitled to a mustering-out payment of \$300 shall die after receipt of the initial installment of \$100, the sum of \$200 shall be payable immediately to the qualified survivor.

(4) Payments to personal representatives not authorized. No mustering-out payment shall be made to the executor, administrator, or other person representing the veteran or any survivor, except as provided in paragraph (a) (5) of

this section.

(5) Payments to guardians and committees of survivors. Where a survivor, otherwise entitled to mustering-out payment, is prevented from applying for and/or receiving such payment because of minority or mental incompetency, an application may be received from and

payment made to the duly appointed guardian or committee of such survivor. All mustering-out payments to the guardians and committees of survivors will be made by the Field Branch, Bureau of Supplies and Accounts (Mustering-out Payment Division), Cleveland 15, Ohio, in the case of Navy and Coast Guard personnel, and by the Paymaster General of the Marine Corps, Washington 25, D. C., in the case of Marine Corps personnel.

(b) Payments to a spouse. Musteringout payment shall be made to the spouse of a deceased veteran who is otherwise entitled thereto or to the duly appointed guardian or committee of such spouse, only if such spouse: (1) shall have survived the veteran, and (2) shall have submitted an appropriate application therefor.

(c) Payments to a child or children.

(1) Mustering-out payment shall be made to the child (or children) of a deceased veteran who is otherwise entitled thereto, or to the duly appointed guardian or committee of such child (or children) only if such child (or children) (i) Shall have survived the veteran; (ii) shall have submitted an appropriate application therefor; and (iii) the veteran shall not have been survived by a spouse.

(2) Where payments to two or more children are to be made, separate checks will be drawn in favor of each child, or the duly appointed guardian or committee of such child, if appropriate.

(d) Payments to a parent or parents.

(1) Mustering-out payment shall be made to a parent (or parents) of a deceased veteran, who is otherwise entitled thereto, or to the duly appointed guardian or committee of such parent (or parents) only if such parent (or parents) only if such parent (or parents) (i) Shall have survived the veteran; (ii) shall have submitted an appropriate application therefor; (iii) the veteran shall not have been survived by a spouse; and (iv) the veteran shall not have been survived by a child (or children).

(2) Where the circumstances are such that a mustering-out payment is properly payable to parents as a class, the following rules are applicable with respect to payment to persons within such

class:

(i) The word "parents" as used in section 4 of the act of February 3, 1944, shall be construed to mean the sole surviving parent or the surviving parents of the deceased yeteran.

(ii) Where the veteran has been adopted prior to his death, the adoptive parents only shall be considered as parents within the meaning of section 4 of the act of February 3, 1944. Consequently, such adoptive parents only are entitled to receive the mustering-out payment and the natural parents are not entitled to receive payment even though they may be living.

(iii) Where the veteran is survived by his natural parents and there has been no adoption, each surviving natural parent is entitled to receive one-half of the total amount payable irrespective of his or her marital status.

(iv) Where the veteran is survived by one of his natural parents and there has

been no adoption, such surviving natural parent is entitled to receive the entire amount payable irrespective of his or her marital status and irrespective of the survivorship of possible step-parents.

(v) Where a veteran is not survived by either of his natural parents but is survived by a step-parent or step-parents, the surviving step-parent or stepparents are entitled to receive the mustering-out payment in equal shares.

(vi) Persons who stood in loco parentis to the deceased veteran are not entitled to receive mustering-out payment.

(vii) Where payments to two parents are to be made, separate checks will be drawn in favor of each parent, or the guardian or committee of such parent, if appropriate.

§ 22.4 Payments on behalf of persons discharged on account of mental disability—(a) By whom made. Mustering-out payments on behalf of persons discharged on account of mental disability will be made only by the Field Branch, Bureau of Supplies and Accounts (Mustering-Out Payment Division) Cleveland 15, Ohio, in case of Navy and Coast Guard personnel, or Paymaster General of the Marine Corps, Washington 25, D. C., in case of Marine Corps personnel.

(b) To whom payable. Mustering-out payments on behalf of personnel discharged on account of mental disability

may be made only to the:

(1) Legally, appointed guardian or committee of the veteran, or

(2) Discharged veteran, provided a guardian or committee has not been legally appointed and such an appointment is not contemplated, if a written, dated, and signed statement by a registered practicing physician is furnished to the effect that the veteran is, in the opinion of the examining physician, mentally competent to handle his own personal affairs. (The term "registered practicing physician" includes staff physicians at Government hospitals.)

(c) Evidence required for payment.

(1) No mustering-out payments shall be made to the persons named in paragraph (b) of this section without:

(i) The discharge certificate, certificate in lieu of a lost discharge certificate, or statement of service issued in the name of the person on whose account payment is to be made, or in the case of commissioned personnel the original orders of separation from active naval service.

(ii) Where payment is to be made to the legally appointed guardian or committee of the veteran, a certified copy of the instrument of appointment.

(iii) Where payment is to be made to the discharged veteran, a physician's statement as prescribed in paragraph (b) of this section.

(2) Additional and/or substitute evidence is authorized and may be required in appropriate cases in the discretion of the Chief of Naval Personnel, Commandant of the Coast Guard or Commandant of the Marine Corps.

(d) Disposition of applications on behalf of mental incompetents. Applications for mustering-out payments by or on behalf of mentally incompetent persons received by disbursing officers will

be transmitted to the Bureau of Naval Personnel, Headquarters Coast Guard or Director of Personnel, Marine Corps, Washington 25, D. C., as appropriate, with a statement that no payment has been or will be made on account of the veteran named therein. Any additional available information applicable to the case will be attached to or included in the letter of transmittal and the applicant will be so advised of the transmittal.

§ 22.5 Payments to veterans discharged or released from active service on or after February 15, 1944—(a) General—(1) A payment of initial installment. Initial mustering-out payment will be made by separate check to eligible persons discharged or relieved from active service on or after 15 February 1944 by the disbursing officer closing the pay account of the individual discharged or

released.

(2) Payment of second and final installments. Personnel of the Navy, Coast Guard and Marine Corps who are entitled thereto will be paid one or two additional One Hundred Dollar (\$100) payments, one month and two months respectively from the date of the original payment by the Field Branch, Bureau of Supplies and Accounts (Mustering-Out Payment Division), Cleveland 15, Ohio, or by the Paymaster General of the Marine Corps, Washington 25, D. C.

(3) Appropriation and allotment chargeable. Mustering-out payments will be charged to the appropriation Pay, Subsistence and Transportation, Navy, subhead 11. Pay and Allowances, Coast Guard; or Pay, Marine Corps, as appro-

priate.

(4) Entries on service records—(i) By commanding officers. (a) Men serving outside continental United States or in Alaska, including those serving on a vessel or aircraft: "Serving outside continental United States (or in Alaska) this date."

(b) In case of personnel who have served outside continental United States or in Alaska since December 7, 1941, but whose service records do not contain the entry prescribed in paragraph (a) (4) (i) (a) of this section, commanding officers within the United States are authorized to make the following entry. "Has served outside continental United States or in Alaska."

(ii) By disbursing officers. (a) The disbursing officer on payment of initial One Hundred Dollar (\$100) musteringout payment will endorse discharge certificate, or the original orders for release as follows, "Paid \$100 MOP (date)"

(b) If for any reason the initial mustering-out payment is not made to an-officer, or to an enlisted man who received an "Honorable" or "Under Honorable Conditions" discharge certificate, the officer's orders or the enlisted man's discharge certificate will be endorsed by the disbursing officer closing the pay account as follows: "No MOP paid." The disbursing officer will advise such person and, in the case of incompetent personnel, the institutions or custodian to whom such incompetent personnel are released, that applications for mustering-out pay-

ments may be made to Chief of Naval Personnel, Washington 25, D. C. in case of Naval personnel; Headquarters, Coast Guard, Washington 25, D. C. in case of Coast Guard personnel; and to the Director of the Personnel, Marine Corps, Washington 25, D. C. in case of Marine Corps personnel.

(b) Payments to Navy and Coast Guard personnel. (1) Commanding officer's certificate for mustering-out payment on NavSandA form 550 will be prepared in quadruplicate and delivered to the disbursing officer with the discharge certificate or original orders for

release from active duty.

(2) Payment by public voucher Payments will be expended daily on separate public vouchers (Forms 1034 and 1035 1) for Navy and Coast Guard personnel, listing the names and file or service num-

ber and the amounts.

(3) Disposition of NavSandA form 550. After completion by the disbursing officer, the original NavSandA form 550 with one copy of the public voucher will be forwarded daily to the Field Branch, Bureau of Supplies and Accounts (Mustering-Out Payment Division) Cleveland 15, Ohio; the duplicate will be attached to the original public voucher; the triplicate will be forwarded to the Bureau of Naval Personnel or to Headquarters, U.S. Coast Guard, as appropriate; and the quadruplicate retained in the files of the disbursing officer.

(c) Payments to Marine Corps personnel—(1) Commanding officer's certificate. The commanding officer of the Marine detachment will prepare Nav-SandA form 550 in quadruplicate for enlisted personnel and submit to the disbursing officer with a statement of marine's account (NavMC form 90)1 in all

cases.

(2) Entry on final payment voucher The commanding officer preparing NavMC form 90 will credit \$100 opposite thé caption "MOP" and enter under remarks "Credited MOP \$100." In case of officers, payment wil be made on the final pay voucher on the basis of NavSandA form 550.

(3) Disposition of NavSandA form 550. After completion by the disbursing officer, the original and duplicate of NavSandA form 550 will be forwarded daily to the Director of Personnel, Marine Corps, by letter of transmittal numbered serially by fiscal years; the triplicate will be retained by the disbursing officer; and the quadruplicate delivered

to the veteran.

(d) Payment involving more than one period of service. When the service records or other personnel data of personnel about to be discharged or released from active service indicate that such personnel have been discharged or released from prior periods of service in any branch of the armed services on or after December 7, 1941, the disbursing officer will, if the documents at hand clearly indicate entitlement to at least one payment, make such payment and by proper entry on NavSandA form 550 indicate that entitlement to the remaining pay-

Filed as part of the original document.

ments depends upon service in more than one branch of the service (see § 22.2 (d)) If doubt as to entitlement exists the disbursing officer will make no payment and will follow the procedure set forth in paragraph (a) (4) (i) (b) of this section.

.(e) Back payments. All payments to persons who are entitled thereto but who, for any reason, were not paid the \$100 mustering-out payment at time of discharge or release from active duty will be made only by the Field Branch, Bureau of Supplies and Accounts, and the Paymaster General of the Marine Corps,

as appropriate.

(f) Procedure with respect to veterans who become mentally incompetent. In cases in which, after receipt by the veteran of the initial payment, the second and/or third installments cannot be paid to him due to his mental incompetency, payment of the remaining installments due will be made only to the legally appointed guardian or committee of the veteran. Application for the installments due may be filed by such guardian or committee and must be submitted to the Bureau of Naval Personnel, Washington 25, D. C., Headquarters, Coast Guard, Washington 25, D. C., and Director of Personnel, Marine Corps, Washington 25, D. C., as appropriate, and must be accompanied by the original discharge certificate or orders of release from active duty and a certified copy of the instrument appointing the guardian or committee. (See also § 22.4 with respect to payment on behalf of persons discharged on account of mental disability.)

§ 22.6 Payments to veterans discharged or relieved from active service prior to February 15, 1944—(a) General. Mustering-out payments to eligible persons who were discharged or relieved from active service under honorable conditions prior to February 15, 1944, will be made only by the Field Branch, Bureau of Supplies and Accounts (Mustering-Out Payment Division) Cleveland 15, Ohio, or the Paymaster General of the Marine Corps, Washington 25, D. C., in the case of Marine Corps personnel. Disbursing officers who receive applications for such payments will forward them to the Field Branch, Bureau of Supplies and Accounts (Mustering-Out Payment Division), Cleveland 15, Ohio, or to the Director of Personnel, Marine Corps, Washington 25, D. C., as appropriate.

(b) Action by veteran—(1) Applica-on required. Veterans of the Navy, tion required. Coast Guard, or Marine Corps who were discharged or relieved from active service under honorable conditions on or after December 7, 1941, and prior to February 15, 1944, and who are otherwise eligible to receive mustering-out payment are required to submit an application therefor. Such application must be filed within two years after February 3, 1944; however, if the character of a veteran's separation is changed from one under other than honorable conditions to one under honorable conditions pursuant to the provisions of section 301 of the GI Bill of Rights (Act of June 22, 1944, Pub.

Law 346, 78th Cong.) an application may be filed within two years after the date

that the change is made.

(2) Application, accompanied by the original discharge certificate or orders of release from active duty, may be made on the form prescribed by the Navy Department or any facsimile thereof, or by letter in which the veteran will state: (i) His name, file or service number and address; (ii) that he was not discharged or released from active service on his own mitiative to accept employment or if so discharged, had served outside the continental limits of the United States or in Alaska on or after December 7, 1941, (iii) whether he had service outside the continental limits of the United States or in Alaska on or after December 7, 1941, (iv) that he is not now serving on active duty. and (v) that he has not and will not make any other application for mustering-out payment.

(c) Procedure with respect to mentally incompetent veterans. Payment on behalf of mentally incompetent veterans discharged or released from active service under honorable conditions on or after December 7, 1941, and prior to February 15, 1944, will be made only to the legally appointed guardian or committee of the veteran. Application, contatining the information indicated in paragraph (b) of this section may be filed by such guardian or committee and must be submitted to the Bureau of Naval Personnel, Washington 25, D. C., Headquarters, Coast Guard, Washington 25, D. C., and Director of Personnel, Marine Corps, Washington 25, D. C., as appropriate. The application must be accompanied with the original discharge certificate or orders of release from active duty and a certified copy of the instrument appointing the guardian or committee. (See also § 22.4 with respect to payment on behalf of persons discharged on account of mental disability)

§ 22.7 Delegation of authority. The authority vested in the Secretary of the Navy by section 5 (b) of the Act of February 3, 1944, to make decisions thereunder is hereby delegated as follows:

(a) The Chief of Naval Personnel, the Commandant of the Marine Corps, the Commandant of the Coast Guard, or such officers as they shall designate, shall make all decisions, for their respective services, as to the relationship in cases pertaining to mustering-out payments to eligible survivors, legally appointed guardians or committees and other persons authorized to act in a fiduciary capacity who are entitled to receive mustering-out payment in lieu of or on behalf of a qualified veteran.

(b) The Chief of Naval Personnel, the Commandant of the Marine Corps, the Commandant of the Coast Guard or the Chief of the Bureau of Supplies and Accounts, or such other officers as they shall designate, shall make all other decisions necessary under the provisions of the act of February 3, 1944.

> RALPH A. BARD, Acting Secretary of the Navy.

[F. R. Doc. 45-2945; Filed, Feb. 23, 1945; 9:41 a. m.l

TITLE 36-PARKS AND FORESTS

Chapter II—Forest Service

PART 251-LAND USES

SPECIAL USE PERMITS AND RIGHTS-OF-WAY FOR ELECTRIC POWER TRANSLESSION LINES AND TELEPHONE LINES

By virtue of the authority vested in the Secretary of Agriculture by the Act of June 4, 1897 (30 Stat. 35; 16 U.S.C. 551) the Act of February 1, 1905 (33 Stat. 628; 16 U.S.C. 472) the Act of February 28, 1899 (30 Stat. 903; 16 U.S.C. 495), the Act of June 8, 1903 (34 Stat. 225; 16 U.S.C. 431, 432), and the Act of March 4, 1911 (36 Stat. 1253; 16 U.S.C. 420) the following amendments to Title 36. Chapter II. Part 251, Code of Federal Regulations are promulgated, effective immediately:

In § 251.1 (Rule U-10) (36 CFR, Cum. Supp., Part 251) the headnote is stricken and the words "Special use permits archaeological permits, leases, and easements; general conditions." are substi-tuted. Paragraphs eight and nine are stricken and the following paragraphs substituted:

The Chief of the Forest Service is also authorized to issue permits, execute leases, and grant easements as follows:

Permits under the act of June 8, 1906 (34 Stat. 225; 16 U.S.C. 431, 432), for the examination of ruins, the excavation of archaeological sites, and the gathering of objects of antiquity in conformity with the uniform rules and regulations prescribed by the Secretaries of the Interior, Agriculture, and War, December 28, 1906 (43 CFR 3.1 to 3.17).

Leases of land under the act of February 28, 1899 (30 Stat. 908; 16 U.S.C. 495) in such form and containing such terms, stipulations, conditions, and agreements as may be required in the

public interest.

Easements for rights-of-way for telephone and telegraph lines under the provisions of the act of March 4, 1911 (36 Stat. 1253; 16 U.S.C. 420), subject to such payments as may be equitable and to such stipulations as may be required for the protection and administration of the national forests.

In §§ 251.50 to 251.64, inclusive (Regs. E-1 to E-15) (36 CFR, Cum. Supp., Part 251) the words "the Secretary" wherever they occur therein, are stricken and the words "the Chief or Acting Chief of the Forest Service" substituted therefor.

Issued this 21st day of February 1945.

CLAUDE R. WICKARD, [SEAL] Secretary of Agriculture.

[F. R. Doc. 45-2934; Filed, Feb. 22, 1945; 3:24 p. m.]

TITLE 38-PENSIONS, BONUSES AND VETERANS' RELIEF

Chapter I-Veterans' Administration

PART 36-REGULATIONS UNDER SERVICE-MEN'S READJUSTMENT ACT OF 1944

PREPARATION OF AWARDS OF SUBSISTENCE ALLOWANCE

Preparation of awards of subsistence allowance under Veterans Regulation No.

1 (a), Part VIII, Public No. 346, 78th Congress.

Sec. 36,236 Preparation of awards of subsistence allowances.

36.237 Provisions of eligibility.

30,238 Adjustments of awards of subsistence allowance and effective dates.

Authomit: \$\$ 36.236 to 36.238, inclusive, Issued under 53 Stat. 234.

§ 36.236 Preparation of awards of subsistence allowances. Information relative to the proper award brief face (and the necessary inscription and remarks thereon) to be used in awarding subsistence allowances is contained in § 36.205 of this chapter. The proper award account card to be used in such instances is Form 1390 and the proper code is 12-B.

§ 36.237 Provisions of eligibility. For the purpose of carrying out the provisions, intent, and spirit of paragraph 7, Part VIII, Veterans Regulation No. 1 (a), as amended, a veteran who has a disability incurred in or aggravated by active service for which pension is payable, or would be but for the receipt of retirement pay and who has been rated as having a vocational handicap in accordance with the provisions of Instruction No. 1-B (F.R. Doc. 44-11510) Public No. 16, 78th Congress, dated March 24, 1943, as amended, shall be presumed to be eligible for the benefits under Part VII, Veterans Regulation No. 1 (a) as amended. Therefore, such veteran who is eligible for the benefits provided for under Part VIII, Title II, Public No. 346, 78th Congress, dated June 22, 1944, who accepts such benefits will receive subsistence allowance not in excess of the amount of additional pension payable for training under Part VII. If such veteran is determined not to be in need of vocational rehabilitation to overcome the handicap of his disability, the provisions of paragraph 7, Part VIII, Title II, are not applicable and the veteran will be entitled to the full amount of subsistence allowance, if otherwise in order, and disability pension or retirement pay.

§ 36.238 Adjustments of awards of subsistence allowance and effective dates. Adjustments of awards of subsistence allowance required by the provisions of § 36.237 shall be effective as follows:

(a) If no claim for disability pension has been filed, subsistence allowance will be awarded in accordance with the provisions of § 36.205 of this chapter.

(b) When under paragraph (a) of this section, claim for disability pension is filed and it is determined vocational handicap exists; if monthly amount of disability pension, or if the monthly amount of disability pension combined with the monthly amount of subsistence allowance payable exceeds the monthly amount of pension payable under Part VII, Veterans Regulation No. 1 (a) as amended, the award of subsistence allowance will be decreased or discontinued the end of the month in which aetermination that a vocational handicap exists has been made.

(c) When claim for disability pension and education or training are filed contemporaneously and it is determined a vocational handicap exists, subsistence

No. 40-

allowance will not be awarded in an amount which when combined with the monthly amount of disability pension payable will exceed the monthly amount of pension payable under Veterans Regulation No. 1 (a) Part VII, as amended, except that if determination as to existence of vocational handicap may not be made within thirty days of date of entrance into training, subsistence allowance will be awarded in full amount and adjusted as provided in paragraph (b) of this section, when determination that vocational handicap exists is made.

(d) When it is determined veteran is not in need of vocational rehabilitation to overcome the handicap of his disability or training is not feasible, the full amount of subsistence will be awarded from beginning date of award of subsistence allowance, if otherwise in order.

FRANK T. HINES, Administrator of Veterans' Affairs.

FEBRUARY 16, 1945.

[F. R. Doc. 45-2954; Filed, Feb. 23, 1945; 11:20 a. m.]

Notices

DEPARTMENT OF LABOR.

Office of the Secretary.

[WLD 51]

SCHURMAN-LANGE CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Schurman-Lange Company, Lafayette, Indiana; Case No. S-1622.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub., no. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943 published in the Federal Register, August 14, 1943, and

Having been advised of the existence of a labor dispute involving Schurman-Lange Company, Lafayette, Indiana:

I find that the storage and transportation of flour and other commodities by Schurman-Lange Company, pursuant to contract, whether oral or written, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 21st day of February 1945.

> Frances Perkins, Secretary of Labor

[F R. Doc. 45-2958; Filed, Feb. 23, 1945; 11:31 a. m.]

FEDERAL COMMUNICATIONS COM-MISSION.

[Docket No. 6741]

CLEAR CHANNEL BROADCASTING IN STANDARD BROADCAST BAND

ORDER SETTING HEARING AND DESIGNATING ISSUES

Whereas, this Commission and its predecessor, the Federal Radio Commis-

sion, have since November 11, 1928 designated certain channels in the standard broadcast band as "clear channels" the purpose of which is to render service over large areas and to bring service to the rural population of the United States; and

Whereas, there are still large areas of the continental United States which have no radio service during the day and no primary radio service at night; and

Whereas, the Commission has received many applications requesting authorization for the operation of additional stations and for the use of higher power on the clear channel frequencies; and

Whereas, these applications raise issues which can more appropriately be considered in a general hearing than in a hearing limited to particular applications; and

Whereas, the North American Regional Broadcasting Agreement expires March 29, 1946, and it is desirable to determine what, if any, changes are necessary in connection with clear channel assignments prior to a renegotiation of the

Now, therefore, it is ordered, This 20th day of February, 1945, that a hearing be held before the Commission en banc commencing at 10:30 a.m. on May 9, 1945, at the offices of the Commission in Washington, D. C., for the purpose of determining:

1. What recommendation concerning the matters covered by this order the Commission should make to the Department of State for changes in provisions of the North American Regional Broadcasting Agreement.

2. Whether the number of clear channels should be increased or decreased and what frequencies in the standard broadcast band shall be designated as 1-A channels and as 1-B channels.

3. What minimum power and what maximum power should be required or authorized for operation on clear channels.

- 4. Whether and to what extent the authorization of power for clear channel stations in excess of 50,000 watts would unfavorably affect the economic ability of other stations to operate in the public interest.
- 5. Whether the present geographical distribution of clear channel stations and the areas they serve represent an optimum distribution of radio service or whether the fair, efficient, and equitable distribution of radio service among the several states and communities specified in section 307 (b) of the Communications Act requires a geographical redistribution at this time.
- 6. Whether it is economically feasible to relocate clear channel stations so as to serve those areas which do not presently receive service.
- 7. What new rules or regulations, if any, should be promulgated to govern the power or hours of operation of Class II stations operating on clear channels.
- 8. What changes the Commission should order with respect to geographical location, frequency, authorized power or hours of operation of any presently licensed clear channel station.

9. Whether and to what extent the clear channel stations render a program service particularly suited to the needs of listeners in rural areas.

10. The extent to which the service areas of clear channel stations overlap and the extent to which this involves a duplication of program service.

11. What recommendation, if any, the Commission should make to the Congress for the enactment of additional legislation on the matters covered by this order.

It is further ordered, That persons or organizations desiring to appear and testify shall notify the Commission of such intention on or before April 2, 1945, stating the names of all witnesses who will appear, the topic each will discuss and the time expected t obe required for the testimony.

FEDERAL COMMUNICATIONS [SEAL] COMMISSION, T. J. SLOWIE,

Secretary.

[F R. Doc. 45-2946; Filed, Feb. 23, 1946; 11:07 a, m.]

INTERSTATE COMMERCE COMMIS-SION.

[S. O. 70-A, Special Permit 881]

RECONSIGNMENT OF ONIONS AT BALTIMORE. Mp.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the .Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Baltimore, Md., Feb-Tuary 20, 1945, by Sterling H. Nelson, of car SFRD 24173, onions, now on the Pennsylvania RR., to Sterling H., Nelson, New York,

N. Y. (P.R.R.).

The waybill shall show reference to this spēcial permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of February 1945.

> V C. CLINGER, Director. Bureau of Service.

[F. R. Doc. 45-2939; Filed, Feb. 23, 1945; 10:17 a. m.]

[S. O. 70-A, Special Permit 882]

RECONSIGNMENT OF CABBAGE AT HOUSTON. TEX.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Houston, Texas, February 20, 1945, by Shapiro Brothers, of car MDT 3695, cabbage, now on the T. & N. O. RR., to Shapiro Brothers, Chicago, Illinois (T&NO-StLSW-Alton).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. Cl, and by filming it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of February 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-2940; Filed, Feb. 23, 1945; 10:17 a. m.]

[S. O. 70-A, Special Permit 883]

RECONSIGNMENT OF POTATOES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, February 20, 1945, by G. F. Wilkie & Co. of car PFE 61914, potatoes, now on the Wood St. Terminal, to J. Pearl, Cincinnati, Ohio. (P. R. R.)

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filling it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of February 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-2941; Filed, Feb. 23, 1945; 10:17 a. m.]

[S. O. 282, Special Permit 17]

REIGING OF SPINACH AT NEW YORK, N. Y.

Pursuant to the authority vested in mo by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the retop telag, one time only, at New York, N. Y., February 20, 1945, with not to exceed 3,000 pounds of retop ice, car ART 16044, spinach, new on the Pennsylvania R. R. at 37th Street Station, as ordered by J. Schwartz.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of February 1945.

V. C. CLRIGER,
Director,
Bureau of Service.

[F. R. Doc. 45-2942; Filed, Feb. 23, 1945; 10:17 a. m.]

[S. O. 282, Special Permit 18]

REICING OF CABBAGE AT DETROIT, MICH.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 282 insofar as it applies to the retopicing, one time only, at Detroit, Michigan February 20, 1845, with not to exceed 3,000 pounds of retopice, car FGE 52463, cabbage, now on the Pere Marquette Ry, at Detroit Union Terminal, as ordered by Dunn-Jarcon Co.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of February 1945.

V. C. Clingen,
Director,
Bureau of Service.

[F. R. Doc. 45-2943; Filed, Feb. 23, 1945; 10:17 a. m.]

[S. O. 232, Special Permit 19]

REICHIG OF CARRAGE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 282 of February 13, 1945 (10 F.R. 1911) permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To dicregard the provisions of Service Order No. 282 incofar as it applies to the retopicing, one time only, at Chicago, Illinois, February 29, 1945, with not to exceed 2,000 pounds of retopice, car PFE 97127, cabbage, now on the Chicago Produce Terminal, as ordered by Harry Finerman.

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of February 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-2944; Filed, Feb. 23, 1945; 10:17 a.m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2313, Amdt.]

FRANZ DOLZER, ET AL.

In re: Undivided interests in real property and a savings account owned by Franz Dolzer and others.

Vesting Order Number 2913, dated January 11, 1944, is hereby amended as follows and not otherwise:

By deleting that portion of Exhibit A, captioned as Parcel No. III, attached thereto and by reference made a part thereof, and substituting therefor that portion of Exhibit A, captioned as Parcel No. III, attached hereto and by reference made a part hereof.

All other provisions of said Vesting Order Number 2913 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on February 17, 1945.

[SEAL] James E. Markhall, Alien Property Custodian.

EXHIBIT A

Parcel No. III. All of Section No. Thirty-five (35) in Township No. Fourteen (14) South of Range No. Forty-seven (47) West of the Sixth Principal Meridian, and

All that part of Section No. Twenty-five (25) in Township No. Fourteen (14) South of Range No. Forty-caven (47) West of the Sixth Principal Meridian, lying South of a line parallel with and Two Hundred (200)

feet distant Southerly from the center line of the main track of Union Pacific Railroad, and

All that part of Section No. Twenty-seven (27) in Township No. Fourteen (14) South of Range No. Forty-seven (47) West of the Sixth Principal Meridian, lying South of a line parallel with and Two Hundred (200) feet distant Southerly from the center line of the main track of Union Pacific Railroad,

Containing in all, according to the United States Survey thereof, Ten hundred and thirty-nine (1039) acres, more or less, subject, however, to a right-of-way of lawful width for any and all county roads heretofore established upon, over and across the premises herein described.

[F. R. Doc. 45-2955; Filed, Feb. 23, 1945; 11:23 a. m.]

[Vesting Order 3712, as amended, Amdt.] FRANZ FUCHS AND LEOPOLDINE MUELLER

In re: Real property, property insurance policies and a bank account owned by Franz Fuchs and Leopoldine Mueller.

Vesting Order Number 3712, dated May 29, 1944, as amended, is hereby further amended as follows and not otherwise:

By inserting in the said Vesting Order Number 3712, immediately following each place where the name Leopoldine Mueller appears, the words "also known as Leopoldine Muller", except where the said name last appears in subparagraph 3-c of said Vesting Order Number 3712.

All other provisions of said Vesting Order Number 3712 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on February 17, 1945.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian.

[F. R. Doc. 45-2956; Filed, Feb. 23, 1945; 11:23 a. m.]

[Supplemental Vesting Order 4613] PACIFIC TRADING CO.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 367, dated November 14, 1942, as amended, that Pacific Trading Co., is a national of a designated enemy country (Japan);

(Japan);
2. Finding that of the outstanding capital stock of Pacific Trading Co., a corporation organized and doing business under the laws of the State of California, and a business, enterprise within the United States, consisting of 8,627 shares of capital stock of the par value of \$20 a share, 7,163 shares (83.02%) are registered in the names of and are beneficially owned by the persons who are listed below in the number appearing opposite each name and which shares together with the 840 (9.74%) shares vested under Vesting Order Number 367, as amended February 4, 1944, are evidence of control of said business enterprise:

Name	Number of shares	Beneficial owner
Gunzo Sugihara Jozo Sugihara George Kondo Henry J. Ishikawa Kenzio Nakatsuka Joe Fujimoto	467 5, 991 100 100 100 25	Gunzo Sugihara. Gunzo Sugihara. Gunzo Sugihara. Gunzo Sugihara. Gunzo Sugihara. Mrs. Ichi Fuji-
Joe Fujimoto	_ 250	moto. Hiyakutaro Fuji-
Muraichi Nakanishi	- ₂₅	moto. Muraichi Naka-
Akiko Nakanishi Talichi Yamamura	·100 5	nishi. Akiko Nakanishi Tailchi Yamamura
Total	7, 163	

3. Finding that the following persons whose last known addresses are Japan, are nationals of a designated enemy country (Japan)

Gunzo Sugihara, Mrs. Ichi Fujimoto, Hiyakutaro Fujimoto, Muraichi Nakanishi, Akiko Nakanishi, Taiichi Yamamura;

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian 7,163 shares of capital stock of the Pacific Trading Co., hereinbefore more fully described in subparagraph 2 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim,

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order 1 No. 9095, as amended.

Executed at Washington, D. C., on February 17, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-2957; Filed, Feb. 23, 1945; 11:23 a. m.]

OFFICE OF DEFENSE TRANSPORTA-

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[Supp. Order ODT 3, Rev. 544]
HUGO AND BROKEN BOW, OKLA.
COORDINATED OPERATIONS OF CERTAIN
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2 and

hereto as Appendix 2, and
It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which

purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are

in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forth-with shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

¹Filed as part of the original document.

- 4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carner subject hereto, such carrier forthwith shall apply to the appropriate regulatory-body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.
- 5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.
- 6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.
- 7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this
- 8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.
- 9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 27, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 23d day of February 1945.

J. M. Johnson, Director, Ofice of Defense Transportation.

Approximated 1

Arkansas Motor Freight Lines, Inc., Fort Smith, Ark.

Luper Transportation Co. of Oklahoms, Shawnee, Okla.

[F. R. Doc. 45-2931; Filed, Feb. 22, 1945; 3:09 p. m.]

[Supp. Order ODT 3, Rev. 548] NORTH CAROLINA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,1 and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to re-

quire any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of De-

fense Transportation.
7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 27, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 23d day of February 1945.

J. M. Johnson,
Director,
Office of Defense Transportation.
Appendix 1

Fred Callahan, doing business as Callahan Transfer, Forest City, N. O.

Filed as part of the original document.

Cornelius Martin, doing business as Martin's Moving Men, Forest City, N. C.

B. W. Thompson, doing business as Thompson Transfer Co., Forest City, N. C. George C. Shuford, doing business as Thomasson's Trucking Service, Spindale, N. C.

[F. R. Doc. 45-2932; Filed, Feb. 22, 1945; 3:09 p. m.]

[Supp. Order ODT 6A-92]
ATLANTA, GA., COMMERCIAL AREA
COORDINATED OPERATIONS OF CERTAIN
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2, and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

- 1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.
- 2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.
- 3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.
- 4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or

to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectivate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 27, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 23d day of February 1945.

J. M. Johnson, Director,

Office of Defense Transportation.

Appendix 1

Hoover Motor Express Co., Inc., Nashville, Tenn.

Southeastern Motor Truck Lines, Inc., Nashville, Tenn.

Roadway Express, Inc., Akron, Ohio.

William S. Magill, Jr., doing business as Magill Motor Express, Chattanooga, Tenn.

H. M. Beck, doing business as Cedartown-Atlanta Freight Lines, Cedartown, Ga.

[F. R. Doc. 45-2933; Filed, Feb. 22, 1945; 3:09 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 260, Order 624]

WACO CIGAR MFG. Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Waco Cigar Mfg. Co., 817 S. 6th Street, Waco, Texas (hereinafter called "manufacturer"), and wholesalers 'and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below.

Brand	Size or front- mark	Pack- ing	Maxi- mum list price	Maximum retail price
Bilver King Wesco		03	Per M \$30 44	Cents 2 for 9 2 for 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufac-turer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other

Filed as part of the original document.

seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices

are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 23, 1945.

Issued this 22d day of February 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-2923; Filed, Feb. 22, 1945; 11:48 a. m.]

[MPR 260, Order 625] Belleair Cigar Co., Inc.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Belleair Cigar Co., Inc., 193 Park Street, Hartford 6, Conn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below.

Brand	Size or front- mark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Pure	Londres	50	Per M \$72	Cents 9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manu--facturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by \$1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at

any time.

This order shall become effective February 23, 1945.

Issued this 22d day of February 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-2924; Filed, Feb. 22, 1945; 11:49, a. m.]

[MPR 260, Order 626] HARRY H. SMELTZER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Harry H. Smeltzer, R. D. 2, Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below.

Brand	Size or Front- mark	Peck- ing	Maxi- mum list Frico	mum
Havana Raco	Est. 3 x 2	æ	Per M \$72	Cenis 9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purahasers of the same class, unless a

change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at

any time.

This order shall become effective February 23, 1945.

Issued this 22d day of February 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-2925; Filed, Feb. 22, 1945; 11:49 a. m.]

[LIPR 260, Order 627]

DIAZ & BORREGO CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Diaz & Borrego Cigar Company, 2705 12th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below;

Brand	Size or froht- mark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Diaz & Borrego Vuelta Blend	Coronitas Crowns Palmas Epicures Corona Extra.	88888	Per M \$131 58 177 115 105	Cents 17 7 23 15 14

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to pur-chasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand, and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 23, 1945.

Issued this 22d day of February 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-2926; Filed, Feb. 22, 1945; 11:50 a. m.]

[Rev. Order 434 Under 3 (b), Amdt. 1]
DY-NU COMPANY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, It is ordered:

That Revised Order No. 434 under § 1499.3 (b) of the General Maximum Price Regulation be and hereby is amended so that wherever the words "Fond All-Purpose Cleaner" appear in said order, they shall read "Fond All-Purpose Cleaner and All-Purpose Ormandy Cleaner Concentrate."

This amendment shall become effective February 24, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,
Administrator

[F. R. Doc. 45-2970; Filed, Feb. 23, 1945; 11:44 af m.]

[Max. Import Price Reg., Order 73]
PACKETT Co.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) What this order does. This order establishes maximum prices at which any person may sell, and maximum prices at which any person other than the importer may buy Gillette type safety razors, silver plated on zinc alloy base, for use with wafer type blade, complete with container, imported from Mexico by Packett Company, 1501–38 South Dearborn Street, Chicago, Illinois, heremafter called the "importer" This safety razor is identified by a marking "Made in Mexico" and trade marked "Reynolds".

.(b) Maximum prices on sales by any person except a retailer. No person, other than a retailer, may sell or deliver and no person may buy or receive from such seller, the Gillette type safety razors described in paragraph (a) at a price higher than 52¢ each, delivered, terms 2%, 10 days.

(c) Maximum retail prices. No retailer may sell or deliver, and no person may buy or receive, such Gillette type safety razors from a retailer at a price higher than 89¢ each, delivered.

(d) Importer or other seller to notify retailers. The importer or other seller shall notify each retailer to whom such safety razors are sold that the maximum retail selling price as established by the Office of Price Administration in Order No. 73, issued under the Maximum Import Price Regulation is 89¢ each, delivered.

(e) Revocation and amendment. This order may be revoked or amended at any time.

This order shall become effective on February 24, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES, Administrator

[F. R. Doc. 45-2971; Filed, Feb. 23, 1945; 11:44 a. m.]

[RMPR 137, Order 2] RADBILL OIL Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, It is ordered, That:

The Radbill Oil Company of Philadelphia, Pennsylvania and all other retailers are hereby authorized to sell Renuzit French Dry cleaner packaged in 5-gallon steel pails with pull-out pour spout, removable head and bail, at retail, at prices not to exceed the following:

Where established retail price of Renuzit in 2-gallon cans is:	price of Renuzit in 5-gallon pail shall be
\$1.09	63,35
\$1. 19	8,66
\$1.25	
\$1.29	
81.49	4.69

The maximum prices on the 5-gallon containers are subject to the same conditions of delivery as are applicable to the maximum prices on the 2-gallon containers.

This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 24, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator

[F. R. Doc. 45-2972; Filed, Feb. 23, 1945; 11:44 a. m.]

[MPR 188, Order 3401] New Standard Corp.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14 to the General Maximum Price Regulation; it is ordered:

(a) Maximum prices. The maximum prices for all sales and deliveries, to the classes of purchasers specified, of the AR3 and AR5 garden cultivators manufactured by New Standard Corporation, Mount Joy, Pennsylvania, are those set forth below.

	AR3	ARS
For sales by New Standard Corporation to Jyings,	\$6.00 dozen	\$9.60 dozen.
Inc., Philadelphia, Pa. For sales by Wings, Inc. and by all persons to	\$7.50 dozen	\$12.00 dozon.
jobbers. For sales by all persons to retailers.	\$10.00 dozen.	\$16.00 dozen.
For all sales at retail	\$1.25 each	\$2.00 cach.

Sales by the manufacturer are f. o. b. factory, and sales by Wings, Inc. are f. o. b. Mount Joy, Pennsylvania, subject to a cash discount of 2% for payment within ten days, net thirty days. Sales by all other sellers are subject to the seller's customary terms, discounts, allowances, and other price differentials to each class of purchaser.

(b) Notification. At the time, of or prior to the first invoice to each purchaser for resale, the seller shall notify the purchaser for resale in writing of the maximum prices and conditions established by this order for such resales. This notice may be given in any convenient form.

(c) Tagging. To every AR3 and AR5 garden cultivator shipped to a purchaser for resale the manufacturer or Wings, Inc. shall attach a tag or label which plainly states the retail ceiling price.

(d) This order shall become effective on the 24th day of February 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator

[F. R. Doc. 45-2973; Filed, Feb. 23, 1945; 11:45 a. m.]

[MPR 188, Order 3402] MODERN ART STUDIOS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles of furniture manufactured by Modern Art Studios, Inc., 1201 West Madison Street, Chicago, III

Madison Street, Chicago, III.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below

Article	Model No.	Manufacturer's maximum price to persons, other than retailers, who sell from the manufacturer's stock	Maximum price for sales to retailers by the manufac- turer, and by persons, other than retailers, who sell from the manufacturer's stock
Panel bed	100	Each \$9.30	Each \$10.95

These prices are f. o. b. factory, are subject to a cash discount of two percent for payment within ten days, net thirty days, and are for the article described in the manufacturer's application dated December 18, 1944.

- (2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since the effective date of MPR 188. For sales by persons, other than retailers, who sell from the manufacturer's stock, the maximum prices apply to all sales and deliveries after the effective date of this order.
- (3) If the manufacturer wishes to make sales and deliveries to any other

class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of MPR 188, for the establishment of maximum prices for those sales, and no sales or deliverles may be made until maximum prices have been authorized by the Office of Price Administration.

- (b) At the time of, or prior to, the first invoice to each purchaser, other than a retailer, who sells from the manufacturer's stock, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.
- (c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 24th day of February 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator.

[F. R. Dgc. 45-2974; Filed, Feb. 23, 1945; 11:45 a. m.]

[MPR 183, Order 3403] B & P MOTOR SALES Co.

APPROVAL OF HAXIMUNI PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, It is ordered:

- (a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the B & P Motor Sales Company, 213 South Third Street, Miamisburg, Ohio.
- (1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below

	Medel	Maximum prices for manufacturers			Maximum prices for sellers other than the manufacturer to—		
Article		Jobber	Retaller (Germane)	Retaller (less than 6)	Retaller (Germere)	Retaller (less than 6)	User
Automatic Electric Iron	1A1	Enth \$4.43	<i>End</i> (3.23	<i>Esth</i> \$5.63	E2:11 \$5.23	Each \$3.63	Eich \$3.45

These maximum prices are for the article described in the manufacturer's application dated January 8, 1945.

- (2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. They include the Federal Excise Tax.
- (3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale of sales of smilar articles.
- (4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices, have been authorized by the Office of Price Administration.
- (b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Celling Price—\$8.45 DO NOT DETACH

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 24th day of February 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-2975; Filed, Feb. 23, 1945; 11:45 a.m.]

[MPR 389, Order 5] United Packing Co., et al.

ESTABLISHMENT OF MAXIMUM PRICES

On December 14, 1944, United Packing Company, South San Francisco, California, filed an application for the establishment of maximum celling prices on sales of the sausage product known as "Cooked Salami" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3–389–2 (a) (6)-5.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order Nos. 92350 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; It is ordered.

(a) That the maximum ceiling prices other than at retail for the sausage product known as "Cooked Salami" and made by United Packing Company, South San Francisco, California, in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for this product is established at \$24.00 per hundredweight.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when

applicable.

(b) That with the first delivery of "Cooked Salami" to a wholesaler, peddler-truck-seller, or intermediate distributor, United Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration at the base price of \$____ per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cooked Salami" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

- (d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.
- (e) All prayers of the application not herein granted are denied.
- (f) This Order No. 5 may be revoked or amended by the Price Administrator at any time.

This Order No. 5 shall become effective February 24, 1945.

Issued this 23d day of February 1945. CHESTER BOWLES.

[F R. Doc. 45-2977; Filed, Feb. 23, 1945; 11:46 a. m.J

Administrator

IMPR 389, Order 61

GEORGE A. HORMEL & CO., ET AL. ESTABLISHMENT OF MAXIMUM PRICES

On November 2, 1944, George A. Hormel & Co., Austin, Minnesota, filed an application for the establishment of maximum ceiling prices on sales of the sausage products known as "Hormel Cooked Salami, A. C. (visking)" and "Hormel Ace Cervelat, A. C. (visking)", and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a) (6)-8.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; It is ordered.

- (a) That the maximum ceiling prices other than at retail for the sausage products known as "Hormel Cooked Salami, A. C. (visking)", and "Hormel Ace Cervelat, A. C. (visking)" and made by George A. Hormel & Co., Austin, Minnesota, in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:
- (1) The base price for each product listed is established at the following amounts per hundredweight:

Hormel Cooked Salami, A. C. (visking) _ \$21.22 Hormel Ace Cervelat, A. C. (visking) __ 21.72

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the 'Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added

when applicable.

(b) That with the first delivery of "Hormel Cooked Salami, A. C. (visking) and "Hormel Ace Cervelat, A. C. (visking)" to a wholesaler, peddler-truck-seller, or intermediate distributor, George A Hormel & Co., shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration at the base price of 8____ per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Hormel Cooked Salami, A. C. (visking)" and "Hormel Ace Cervelat, A. C. (visking)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)
Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

- (d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.
- (e) All prayers of the application not herein granted are denied.
- (f) This Order No. 6 may be revoked or amended by the Price Administrator at any time.

This Order No. 6 shall become effective February 24, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES. Administrator

[F. R. Doc. 45-2978; Filed, Feb. 23, 1945; 11:46 a. m.]

[MPR 389, Order 7]

L. M. DENHAM, ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On October 10, 1944, L. M. Denham, 2368 Magazine Street, New Orleans, Louisiana, filed an application for the establishment of maximum ceiling prices on sales of the sausage product known as "Head Cheese" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a) (6)-7.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; It is ordered.

(a) That the maximum ceiling prices other than at retail for the sausage product known as "Head Cheese" and made by L. M. Denham, 2368 Magazine Street. New Orleans, Louisiana, in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for this product is established at \$16.50 per hundredweight.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the 'Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added

when applicable.

(b) That with the first delivery of "Head Cheese" to a wholesaler, peddlertruck-seller, or intermediate distributor, L. M. Denham shall supply each such seller with a written notice in the following form:

Our OPA ceiling prices for (Insert name of product) have been established by the Office of Price Administration at the base price of \$____ per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted

additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No.

(c) That with the first delivery of

"Head Cheese" to a retailer the seller shall supply such retailer with a written

notice in the following form:

(Insert date)

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section .13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 7 may be revoked or amended by the Price Administrator at any time.

This Order No. 7 shall become effective February 24, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES. Administrator

[F. R. Doc. 45-2979; Filed, Feb. 23, 1945; 11:46 a. m.]

[MPR 389, Order 8]

DUBUQUE PACKING Co., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing maximum prices for sales of blood and tongue loaf and spiced cooked beef loaf by Dubuque Packing Company and all wholesalers, peddlertruck-sellers and intermediate distrib-

On September 15, 1944, Dubuque Packing Company, Dubuque, Iowa, filed an application for the establishment of maximum ceiling prices on sales of the sausage products known as "blood and tongue loaf" and "spiced cooked beef loaf" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-339-2 (2) (6)-6.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; It is ordered:

(a) That the maximum ceiling prices other than at retail for the sausage products known as "blood and tongue loaf" and "spiced cooked beef loaf" and made by Dubuque Packing Company, Dubuque, Iowa, in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, shall be determined by the seller as follows:

(1) The base price for each product listed is established at the following amounts per hundredweight:

Blood and tongue sausage_____ \$23.75 Spiced cooked beef loaf.....

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the paplicable zone differential the 'Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "blood and tongue loaf" and "spiced cooked beef loaf" to a wholesaler, peddler truck seller, or intermediate distributor, Dubuque Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (incert name of product) have been established by the Office of Price Administration at the base price of 8.____ per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 363 (See cection 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholecoler, a peddler truck celler, or an intermediate distributor you must figure your celling prices for this product pursuant to the came cections of Maximum Price Regulation No. 383.

(c) That with the first delivery of "blood and tongue loaf" and "spiced cooked beef loaf" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for (insert name of product) have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of the General Maximum Price Regulation.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 8 may be revoked

or amended by the Price Administrator at any time.

This Order No. 8 shall become effective February 24, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES, Administrator.

[P. R. Dac. 45-2920; Filed, Feb. 23, 1915; 11:47 a. m.]

[Supp. Order 94, Order 31]

UNITED STATES TREASURY DEPARTMENT, PROCUREMENT DIVISION

SPECIAL MAXIMUM PRICES FOR CCC TYPE WORK SHOES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) What this order does. This order establishes maximum prices at which new CCC type work shoes heremafter described may be sold by United States Treasury Department, Procurement Division and by any subsequent reseller.

(b) Maximum prices. Maximum prices per pair of shoes described herein shall be:

Description of shees	Treasury's prim to whole- calor, f. o. b. chipping point	Wholesdor's price and - Treasury's price to retailer, Lo. b. shipping point	Price for all sales at retail
New men's black high work shees, CCO type, as follows. Type 1. Goodycar welt black retan garriera pattern army blunker, with 7 fron doubler, & 12 fron cord outsile and subter heal, height 754" Type 2. Goodycar welt black retan garriera pattern army blunker, with two full leather soles, 7 or 8 fron doubler, 19 fron leather tend outsile and subber heal, height Cj4"	\$3.60	\$4.35 ,	ಬ್

(c) Discounts. Every seller shall continue to maintain his customary discounts for cash.

(d) Notification of maximum prices. Any person who sells the CCC type work shoes described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum reselling price, and stating that the retailer is required by this order to attach to each pair of CCC type work shoes before sale a tag or label which plainly states the retail ceiling price.

(e) Tagging. Any person who sells the CCC type work shoes described in paragraph (b) at retail shall attach to each pair of CCC type work shoes before sale a tag or label which plainly states the retail ceiling price.

(f) Definitions. (1) "Retailer" means any person whose sales to purchasers for use constitute a substantial part of his

total sales.

(2) "Wholesaler" means any person other than a manufacturer who distributes or sells CCC type work shoes to resellers.

(g) Revocation and amendment. This order may be revoked or amended at any time.

This order shall become effective February 24, 1945.

Issued this 23d day of February 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-2965; Filed, Feb. 23, 1945; 11:44 a. m.]

Regional and District Office Orders.

List of Community Ceiling Price Orders

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register February 17, 1945.

REGION II

Baltimore Order 8-W, Amendment 1, covering dry groceries in the Baltimore, Md., Area, filed 4:02 p. m.

Baltimore Order 9-W, Amendment 1, covering dry groceries in the designated counties in Maryland, filed 4:02 p. m.
Baltimore Order 28, Amendment 1, cover-

Baltimore Order 28, Amendment 1, covering certain food items in Baltimore, Md., filed 4:03 p.m.

Baltimore Order 29, Amendment 1, covering certain food items in certain counties in Maryland, filed 4:03 p. m

Maryland, filed 4:03 p. m

Baltimore Order 32, Amendment 1, covering certain food items in Baltimore, Md.,

filed 4:02 p. m.

Baltimore Order 33, Amendment 1, covering certain food items in Baltimore, Md.,

filed 4:02 p. m. Buffalo Order 1-F, Amendment 43, covering fresh fruits and vegetables in certain cities

in New York, filed 4:01 p. m.
Buffalo Order 2-F, Amendment 43, covering fresh fruits and vegetables in certain cities in New York, filed 4:01 p. m.

Buffalo Order D-1, covering poultry in certain counties in New York, filed 4:09 p. m.

Binghamton Order 2-F, Amendment 19, covering fresh fruits and vegetables in certain counties in New York, filed 4:10 p. m. District of Columbia Order 3-F, Amend-

District of Columbia Order 3-F, Amendment 3, covering fresh fruits and vegetables in Maryland and Virginia, filed 4:09 p. m.

Erie Order 14-F, Amendment 13, covering fresh fruits and vegetables in the county of Erio, Pa., filed 8:32 p. m.

Philadelphia Order 6-F, Amendment 13, covering fresh fruits and yegetables in Philadelphia. Pa., filed 4:08 p. m.

delphia, Pa., filed 4:08 p. m.
Philadelphia Order 7-F, Amendment 13, covering fresh fruits and vegetables in cortain counties in Pennsylvania, filed 4:08 p. m.

Philadelphia Order 8-F, Amendment 13, covering fresh fruits and vegetables in certain cities in Pennsylvania, filed 4:08 p.m. Scranton Order 4-F, Amendment 12, cov-

Scranton Order 4-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 4:11 p. m.

Syracuse Order 34, Amendment 2, covering poultry in certain counties in the State of New York, filed 4:03 p. m.
Syracuse Order 35, Amendment 2, covering

Syracuse Order 35, Amendment 2, covering poultry in certain counties in the State of New York, filed 4:03 p. m.
Syracuse Order 3-F, Amendment 17, cov-

Syracuse Order 3-F, Amendment 17, covering fresh fruits and vegetables in certain counties in New York, filed 4:10 p.m.
Syracuse Order 4-F, Amendment 12, cov-

Syracuse Order 4-F. Amendment 12, covering fresh fruits and vegetables in certain counties in New York, filed 4:10 p. m.
Trenton Order 7-F, Amendment 21, cov-

ering fresh fruits and vegetables in certain counties in New Jersey, filed 4:11 p. m.

REGION III

Cleveland Order F-1, Amendment 26, covering fresh fruits and vegetables in Cuyahoga County, Ohio, filed 3:34 p.m.

Cleveland Order F-3, Amendment 26, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:35 p.m.

Cleveland Order F-4, Amendment 26, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:34 p. m. Cleveland Order F-5, Amendment 9, cov-

ering fresh fruits and vegetables is certain counties in the State of Ohio, filed 3:33 p. m. Escanaba Order 22-W, covering community

food prices in certain areas in the State of Wisconsin, filed 4:05 p. m. Escanaba Order 22-W, Amendment 1, cov-

ering community food prices in certain areas in Michigan and Wisconsin, filed 4:04 p. m.

Escanaba Order 42, covering community food prices in certain areas in the states of Michigan and Wisconsin, filed 4:08 p. m.

Escanaba Order 42, Amendment 1, covering community food prices in certain counties in Michigan and Wisconsin, filed 4:08 p.m. Saginaw Order 2-F, Amendment 55, covering fresh fruits and vegetables in certain

counties in Michigan, filed 4:01 p. m. Saginaw Order 2-F, Amendment 56, covering fresh fruits and vegetables in certain counties in Michigan, filed 4:01 p. m.

Saginaw Order 3-F, Amendment 14, covering fresh fruits and vegetables in certain counties in Michigan, filed 4:01 p.m.

Toledo Order 8, Amendment 1, covering community food prices in the Toledo Area, filed-4.01 p. m.

REGION IV

Birmingham Order 3-F, Amendment 8, covering fresh fruits and vegetables in Jefferson County, Ala., filed 4:13 p. m.

Birmingham Order 4-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Alabama, filed 4:18 p.m.

Jackson Order 5-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Alabama, filed 4:14 p. m.

Raleigh Order 14, Amendment 2, covering poultry in the Raleigh, N. C., Area, filed 3:33 p.m.

REGION V

Fort Worth Order 1-F, Amendment 56, covering fresh fruits and vegetables in the Fort Worth Area, filed 4:12 p. m.

Fort Worth Order 2-F, Amendment 56, covering fresh fruits and vegetables in the Fort Worth Area, filed 4:11 p. m.

Fort Worth Order 3-F, Amendment 56, covering fresh fruits and vegetables in the Fort Worth Area, filed 4:11 p.m.

Fort Worth Order 3-W, Amendment 5, covering dry groceries in the Fort Worth Λrea, filled 4:12 p.m.

Fort Worth Order 4-F Amendment 56, covering fresh fruits and vegetables in the Fort Worth Area, filed 4:11 p.m.

Fort Worth Order 5-F. Amendment 56, covering fresh fruits and vegetables in the Fort Worth Area, filed 4:11 p. m.
Fort Worth Order 17. Amendment 1. cov-

Fort Worth Order 17, Amendment 1, covering dry groceries in the Fort Worth Area, filed 4:12 p. m.

REGION VI

Fargo-Moorhead Order 3-F, Amendment 12, covering fresh fruits and vegetables in certain counties in North Dakota, filed 3:35 p. m.

Milwaukee Order 1-C, Amendment 2, covering poultry in certain counties in the State of Wisconsin, filed 3:32 p. m.

Milwaukee Order 2-C, Amendment 2, covering poultry in certain counties in the State of Wisconsin, filed 3:32 p. m.

Omaha Order 7-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Iowa, filed 4:04 p. m.

counties in Iowa, filed 4:04 p. m. Omaha Order 8-F Amendment 34, covering fresh fruits and vegetables in certain counties in Iowa and Nebraska, filed 4:03 p. m.

Omaha Order 9-F, Amendment 9, covering fresh fruits and vegetables in certain counties in Iowa and Nebraska, filed 4:04 p. m.

in Iowa and Nebraska, filed 4:04 p. m. Sioux City Order 2-F, Amendment 57, covering fresh fruits and vegetables in counties in Nebraska and Iowa, filed 3:33 p. m.

Sioux Falls Order 15, Amendment 2,0covering dry groceries in certain counties in North Dakota and Minnesota, filed 4:04 p. m. Springfield Order W-19, Amendment 1, covering dry groceries in certain counties in

Illinois, filed 4:00 p.m.

Springfield Order W-20, Amendment 1, covering dry groceries in certain counties in Illinois, filed 4:00 p.m.

Springfield Order W-21, Amendment 1, covering dry groceries in certain counties in Illinois, filed 3:59 p. m.
Springfield Order W-22, Amendment 1,

Springfield Order W-22, Amendment 1, covering dry groceries in certain counties in Illinois, filed 3:59 p. m.

Springfield Order W-23, Amendment 1,

Springfield Order W-23, Amendment 1, covering dry groceries in certain counties in Illinois, filed 8:58 p.m.

Springfield Order W-24, Amendment 1, covering dry groceries in certain counties in Illinois, filed 3:58 p. m.

Springfield Order 43, Amendment 3, covering dry groceries in certain counties in Illinois, filed 3:58 p.m.

Springfield Order 44, Amendment 3, covering dry groceries in certain counties in Illinois, filed 3:58 p.m.

Springfield Order 45, Amendment 3, covering dry groceries in certain counties in Illinois, filed 3:37 p.m.

Springfield Order 46, Amendment 3, covering dry groceries in certain counties in Illinois, filed 3:36 p.m.

Springfield Order 47, Amendment 3, covering dry groceries in certain counties in Illinois, filed 3:36 p. m.
Springfield Order 48, Amendment 3, covering the cover

ering dry groceries in certain counties in Illinois, filed 3:36 p. m.

Springfield Order 49, Amendment 3, covering dry groceries in certain counties in Illinois, filed 3:58 p.m.

REGION VIII

Phoenix Order 3-F Amendment 50, covering fresh fruits and vegetables in the Phoenix, Ariz., Area, filed 4:03 p.m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK, Secretary.

[F. R. Doc. 45-2889; Filed, Feb. 21, 1945; 4:27 p. m.] LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register February 13, 1945.

REGION II

Erie Order 14-F, Amendment 20, covering fresh fruits and vegetables in certain countles in Pennsylvania, filed 3:24 p. m.

Pittsburgh Order 1-F, Amendment 40, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 3:28 p. m.

Pittsburgh Order 10, Amendment 1, covering dry groceries in certain counties in Pennsylvania, filed 3:27 p.m.

Pittsburgh Order 10, Amendment 2, covering dry groceries in certain counties in Pennsylvania, filed 3:27 p. m.

Pittsburgh Order 11, Amendment 1, covering dry groceries in certain counties in Pennsylvania, filed 3:24 p. m.

Pittsburgh Order 11, Amendment 2, covering dry groceries in certain counties in Pennsylvania, filed 3:24 p. m.

REGION III

Cleveland Order F-1, Amendment 22, covering fresh fruits and vegetables in Cuyahoga County, Ohio, filed 3:18 p. m.

Cleveland Order F-1, Amendment 23, covering fresh fruits and vegetables in Cuyahoga

County, Ohio, filed 3:19 p. m. Cleveland Order F-1, Amendment 24, covering fresh fruits and vegetables in Cuyahoga County, Ohio, filed 3:20 p.m.

Cleveland Order F-1, Amendment 25, covering fresh fruits and vegetables in Cuyahoga County, Ohio, filed 3:20 p. m.

Cleveland Order F-3, Amendment 22, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:20 p.m. Cleveland Order F-3, Amendment 23, cov-

ering fresh fruits and vegetables in certain

counties in Ohio, filed 3:21 p. m.

Cleveland Order F-3, Amendment 24, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:21 p. m.

Cleveland Order F-3, Amendment 25, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:22 p. m.

Cleveland Order F-4, Amendment 22, covering fresh Truits and vegetables in certain counties in the State of Ohio, filed 3:22 p.m.

Cleveland Order F-4, Amendment 23, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:23 p.m.

Cleveland Order F-4, Amendment 24, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:23 p.m.

Cleveland Order F-4, Amendment 25, covering fresh fruits and vegetables in certain counties in the State of Ohio, filed 3:23 p.m.

Birmingham Order 1-C, covering community food prices in the Birmingham Area, filed 3:16 p. m.

Birmingham Order 1-O. Amendment 1, covering eggs in the designated countles in the Birmingham Area, filed 3:14 p. m.

~ Birmingham Order 2-C, covering community food prices in the Birmingham Area, filed

Birmingham Order 2-O, Amendment 1, covering eggs in certain countles in the Birmingham Area, filed 3:14 p. m.

Birmingham Order 3-O, Amendment 1, covering eggs in certain counties in the Birmingham area, filed 3:14 p. m.

Jacksonville Order 9-F, Amendment 11, covering fresh fruits and vegetables in Jacksonville, Fla., filed 3:05 p.m.

Memphis Order 22, Amendment 3, covering poultry in city of Memphis and the county of Shelby, Tenn., filed 3:18 p. m.

Memphis Order 22, Amendment 4, covering poultry in certain counties in the State of Tennessee, filed 3:18 p. m.

Memphis Order 23, Amendment 3, covering poultry in certain counties in the State of Tennessee, filed 3:17 p. m.

Memphis Order 23, Amendment 4, covering

poultry in certain counties in the State of Tennessee, filed 3:17 p. m. Savannah Order 7-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Georgia, filed 3:16 p. m.

Savannah Order 9-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Georgia, filed 3:17 p. m.
Raleigh Order 10-F, Amendment 10, coverage of the cove

ering fresh fruits and vegetables in certain counties in North Carolina, filed 3:15 p.m.

Raleigh Order 11-F, Amendment 10, covering fresh fruits and vegetables in certain countles in North Carolina, filed 3:15 p.m.

REGION V

Houston Order 1-C, Amendment 2, covering poultry in the Houston, Tex., Area, filed 3:11 p. m.

Houston Order 1-F. Amendment 38, covering fresh fruits and vegetables in the Hous-

ton Area, filed 3:04 p. m. Houston Order 1-F, Amendment 40, covering fresh fruits and vegetables in the Houston Area, filed 3:11 p. m.

Houston Order 1-O, Amendment 1, covering eggs in the Houston, Tex., Area, filed 3:12 p. m.

Houston Order 2-F, Amendment 17, covering frech fruits and vegetables in the Houston, Tex., Area, filed 3:11 p. m.

Houston Order 3-F, Amendment 27, covering fresh fruits and vegetables in the Houston, Tex., Area, filed 3:04 p. m.

Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 27, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 27, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables in the Houston Order 3-F, Amendment 29, covering fresh fruits and vegetables and vegetables and vegetables and vegetables and vegetables and vegetables and vegetables

ton, Tex., Arca, filed 3:16 p. m. San Antonio Order 1-F, Amendment 16, covering fresh fruits and vegetables in the San Antonio Area, filed 3:14 p. m.

San Antonio Order 2-F, Amendment 16, covering fresh fruits and vegetables in the San Antonio Area, filed 3:14 p. m.

San Antonio Order 3-F, Amendment 12, covering fresh fruits and vegetables in the

San Antonio Arca, filed 3:12 p. m.
San Antonio Order 4-F, Amendment 12, covering fresh fruits and vegetables in the San Antonio Area, filed 3:12 p. m.
Shreveport Order 2-F, Amendment 48, cov-

ering fresh fruits and vegetables in the Shreveport Area, filed 3:05 p.m.

Shreveport Order 2-F, Amendment 50, covering fresh fruits and vegetables in the Shreveport Area, filed 3:12 p.m.

Shreveport Order 3-F. Amendment 37, covering fresh fruits and vegetables in the Shreveport Area, filed 3:05 p. m.

Shreveport Order 3-F, Amendment 39, covering fresh fruits and vegetables in the Shreveport Area, filed 3:12 p. m. Tulsa Order 7-F, Amendment 2, covering

fresh fruits and vegetables in the Tulsa, Okla., Area, filed 3:08 p. m.

Tulsa Order 8-F, Amendment 5, covering fresh fruits and vegetables in the Tulsa, Okla., Area., filed 3:08 p.m.

Wichita Order 4-F, Amendment 28, covering fresh fruits and vegetables in the Wichita, Kans., Area, filed 3:05 p. m.

La Crosse Order 9, covering certain dry groceries in certain counties in Iowa and Wisconsin, filed 3:03 p. m.

North Platte Order 35, Amendment 2, covering certain food items in certain areas in Nebraska, filed 3:07 p. m.

North Platte Order 36, Amendment 2, covering certain food items in certain counties in Nebraska, filed 3:07 p. m.

North Platte Order 37, Amendment 2, covering certain food items in certain cities in Nebraska, filed 3:07 p. m.

Omaha Order 23, Amendment 1, covering dry groceries in certain counties in Nebraska and Iowa, filed 3:07 p. m.

Quad Cities Order 2-F, Amendment 29, covering frech fruits and vegetables in cer tain countles in Illinois and Iowa, filed 3:10

p. m. Quad Cities Order 3-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Iowa and Illinois, filed 3:10

Springfield Order 43, covering dry groceries in certain counties in the State of Illinois, illed 3:10 p. m.

Springfield Order 44, covering dry groceries in certain counties in the State of Illinois. filed 3:10 p. m.

Springfield Order 45, covering dry groceries in certain counties in the State of Illinois,

filed 3:10 p. m. Springfield Order 46, covering dry graceries in certain counties in the State of Illinois, filed 3:10 p. m. Springfield Order 47, covering dry groceries

in certain counties in the State of Illinois, filed 3:10 p. m.

Springfield Order 48, covering dry groceries in certain counties in the State of Illinois,

field 3:10 p. m.
Sloux City Order 3-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Nebraska and Iowa, filed 3:07 p. m.

Sloux City Order 4-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Nebraska, filed 3:11 p. m.

Twin Cities Order 11, covering dry groceries in certain counties in the State of Minnesota, filed 3:23 p.m.

Wyoming Order 44, Amendment 2, covering community food prices in certain counties in Wroming, filed 3:05 p. m.

Wyoming Order 45, Amendment 2, covering community food prices in the Casper Area, filed 3:08 p. m.

Wyoming Order 46, Amendment 2, covering community food prices in the Laramie and Cheyenne Areas, filed 3:09 p. m.
Wyoming Order 47, Amendment 1, covering community food prices in the Cody, Greybull, Lovell, and Powell Areas, filed 3:09 p. m.

3:09 p. m.

Wyoming Order 48, Amendment 2, covering community food prices in certain areas in Wyoming, filed 3:09 p. m.

Wyoming Order 49, Amendment 1, covering community food prices in the Rock Springs Area, filed 3:30 p. m.

Wyoming Order 49, Amendment 2, covering community food prices in the Rock Springs Area, filed 3:50 p. m.

Area, filed 3:69 p.m.

Wyoming Order 59, Amendment 1, covering community food prices in the Sheridan Area, filed 3:30 p. m.

Wyoming Order 50, Amendment 2, covering community food prices in the Sheridan Area, filed 3:03 p. m.

REGION VIII

Nevada Order 6-F, Amendment 8, covering fresh fruits and vegetables in the Reno and Sparks Area, filed 3:23 p. m.

Nevada Order 7-F, Amendment 8, covering frech fruits and vegetables in certain cities

in Novada, filed 3:23 p. m.

Novada Order 8-F, Amendment 8, covering fresh fruits and vegetables in certain cities in Navada, filed 3:28 p. m.

Sacramento Order 19 under 1-B, covering dry greceries in certain cities in California, filed 3:20 p. m.

Sacramento Order 20 under 1-B, covering dry groceries in certain cities in California, filed 3:23 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

> ERVIN H. POLLACE. Secretary.

[F. R. Doc. 45-2363; Filed, Feb. 23, 1945; 11:41 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register February 19, 1945.

REGION II'

Philadelphia Order 26, Amendment 1, covering dry groceries in certain counties in Pennsylvania, filed 9:52 a. m.

REGION III

Escanaba Order 18-3B, Amendment 12, covering fresh fruits and vegetables in certain areas in Michigan and Wisconsin, filed 9:46

REGION VI

Des Moines Order 1-F. Amendment 51, covering fresh fruits and vegetables in the Des. Moines Area, filed 9:49 a. m.

Des Moines Order 14, Amendment 1, covering dry groceries in the Des Moines Area, filed 9:56 a. m.

Des Moines Order 14, Amendment 2, covering dry groceries in the Des Moines Area, filed 9:57 s. m.

Des Moines Order 15, Amendment 1, covering dry groceries in the Des Moines Area, filed 9:56 a. m.

Des Moines Order 15, Amendment 2, covering dry grocerles in the Des Moines Area, filed 9:56 a. m.

Des Moines Order 16, Amendment 1, covering dry groceries in the Des Moines Area, filed 9:56 a. m.

Des Moines Order 16, Amendment 2, covering dry groceries in the Des Moines Area, filed 9:56 a. m.

Duluth-Superior Order 1-F, Amendment 55, covering fresh fruits and vegetables in certain areas in Minnesota, filed 9:54 a. m.

Duluth-Superior Order 1-F, Amendment 56, covering fresh fruits and vegetables incertain areas in Minnesota, filed 9:52 a.m.

Duluth-Superior Order 2-F, Amendment 13, covering fresh fruits and vegetables in

certain areas in Minnesota, filed 9:55 a.m. Duluth-Superior Order 12, Amendment 1, covering dry groceries in the Duluth-Superior Area, filed 9:55 a. m.

Duluth-Superior Order 12, Amendment 2, covering dry groceries in the Duluth-Su-perior Area, filed 9:55 a. m.

Fargo-Moorhead Order 1-F. Amendment 32. covering fresh fruits and vegetables in certain counties in North Dakota, filed 9:47 a. m.

Fargo-Moorhead Order 2-F Amendment 12, covering fresh fruits and vegetables in certain counties in North Dakota, filed 9:48 a. m.

Fargo-Moorhead Order 29, Amendment 2, covering dry groceries in the Fargo, North Dakota Area, filed 9:49 a. m.

La Crosse Order 1-F, Amendment 54, covering fresh fruits and vegetables in certain areas in Wisconsin and Minnesota, filed 9:53 a. m.

La Crosse Order 1-F, Amendment 55, covering fresh fruits and vegetables in certain areas in Wisconsin and Minnesota, filed 9:47

La Crosse Order 2-F, Amendment 16, covering fresh fruits and vegetables in certain areas in Wisconsin, filed 9:53 a. m.

La Crosse Order 3-F, Amendment 50, covering fresh fruits and vegetables in certain cities in Wisconsin, filed 9:53 a. m.

La Crosse Order 3-F, Amendment 51, covering fresh fruits and vegetables in certain cities in Wisconsin, filed 9:46 a. m.

La Crosse Order 5-F, Amendment 49, covering fresh fruits and vegetables in Rochester, Minn., filed 9:54 a. m.

La Crosse Order 5-F. Amendment 50. covering fresh fruits and vegetables in Rochester, Minn., filed 9:46 a. m.

La Crosse Order 6-W, Amendment 1, covering dry groceries in certain counties in Minnesota, filed 9:47 a. m.

La Crosse Order 13, Amendment 1, covering dry groceries in certain counties in Minnesota, filed 9:47 a. m.

Peoria Order 2-F. Amendment 40. covering fresh fruits and vegetables in certain cities in Illinois, filed 9:48 a.m.

Peorla Order 3-F, Amendment 89, covering fresh fruits and vegetables in certain cities in Illinois, filed 9:49 a. m.

Peoria Order 4-F, Amendment 85, covering fresh fruits and vegetables in certain cities in Illinois, filed 9:48 a. m.

Peoria Order 5-F, Amendment 23, covering fresh fruits and vegetables in certain cities in Illinois. Filed 9:48 a. m.

Springfield Order 12-F, covering fresh fruits and vegetables in certain counties in Illinois, filed 9:52 a. m.

REGION VIII

Portland Order 4-F, Amendment 10, covering fresh fruits and vegetables in certain cities in Oregon and Washington, filed 10:05 a. m.

Portland Order 5-F, Amendment 9, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:05 a. m.

Portland Order 6-F, Amendment 9, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:05 a. m.

Portland Order 7-F, Amendment 8, covering fresh fruits and vegetables in certain

cities in Oregon, filed 10:05 a. m.
Portland Order 8-F, Amendment 8, covering fresh fruits and vegetables in Medford,

Oregon, filed 10:04 a. m. Portland Order 9-F, Amendment 8, covering fresh fruits and vegetables in certain cities in Washington and Oregon, filed 10:04

a. m. Portland Order 10-F, Amendment 7, covering fresh fruits and vegetables in certain

cities in Washington, filed 10:04 a.m.

Portland Order 11-F, Amendment 7, covering fresh fruits and vegetables in Astoria, Oreg., filed 10:03 a. m.

Portland Order 12-F, Amendment 5, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:03 a. m.

Portland Order 13-F, Amendment 5, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:01 a. m./

Portland Order 13-F, Amendment 4, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:05 a. m.

Portland Order 14-F, Amendment 4, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:05 a. m.

Portland Order 14-F, Amendment 5, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:00 a.m.

Portland Order 15-F, Amendment 4, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:05 a.m.

Portland Order 15-F Amendment 5, covering fresh fruits and vegetables in certain cities in Oregon, filed 10:00 a.m.

Portland Order 20, Amendment 4, covering community food pricing in the Portland Area, filed 10:00 a. m.

Spokane Order 8-F, Amendment 2, covering fresh fruits and vegetables in Spokane County, Washington, filed 9:57 a.m.

Spokane Order 8-F, Amendment 3, covering fresh fruits and vegetables in Spokane County, Washington, filed 9:50 a. m.

Spokane Order 9-F, Amendment 2, cover-ing fresh fruits and vegetables in Kootenai County, Idaho, filed 9:58 a. m.

Spokane Order 9-F, Amendment 3, covering fresh fruits and vegetables in Kootenai County, Idaho, filed 9:50 a. m.

Spokane Order 10-F Amendment 1, covering fresh fruits and vegetables in certain countles in Idaho, filed 9:57 a. m.

Spokane Order 10-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Idaho, filed 9:50 a.m.

Spokane Order 11-F Amendment 2, coyering fresh fruits and vegetables in certain counties in Idaho and Washington, filed 9:58 a. m.

Spokane Order 11-F, Amendment 3, covering fresh fruits and vegetables in certain counties in Idaho and Washington, filed 9:50 a. m.

Spokane Order 12-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Idaho and Washington, filed 9:58 a. m.

Spokane Order 12-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Washington and Idaho, filed 9:51 a. m.

Spokane Order 13-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Washington, filed 9:58 a.m.

Spokane Order 13-F Amendment 8, covering fresh fruits and vegetables in certain

counties in Washington, filed 9:51 a. m.
Spokane Order 14-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Washington, filed 9:59 a. m.

Spokane Order 14-F, Amendment 3, covering fresh fruits and vegetables in certain countles in Washington, filed 9:51 a.m. Spokane Order 32, Amendment 1, covering

dry groceries in the Spokane Area, filed 9:59

Spokane Order 33, Amendment 1, covering dry groceries in the Spokane Area, filed 10:00

Copies of any of these orders may be obtained from the OPA Office in the designated city.

> ERVIN H. POLLACK, Secretary.

[F. R. Doc. 45-2969; Filed, Feb. 23, 1945; 11:41 a. m.]

WAR FOOD ADMINISTRATION.

Commodity Credit Corporation.

ASSISTANT DIRECTOR OF SUPPLY

DELEGATION OF AUTHORITY WITH RESPECT TO REQUISITIONING OF PROPERTY

By virtue of the authority vested in me by Delegation of Authority from the War Food Administrator issued February 16, 1945 (10 F.R. 1990) I hereby delegate to Otie M. Reed, Assistant Director, Office of Supply, Commodity Credit Corporation, and Sidney N. Gubin, Office of the Director, Office of Supply, Commodity Credit Corporation, as alternate, all the authority and power vested in me with respect to the requisitioning of property. Provided, That neither Otle M. Reed nor Sidney N. Gubin is authorized to approve or disapprove proposals under § 1598.3 of War Food Order 84 (8 F.R. 8046, 9 F.R. 4321, 4319), to submit proposals to the Chairman of the War Production Board under § 902.2 of the Regulations under the Requisitioning Acts issued by the War Production Board, or to make the determinations required by law prerequisite to the requisitioning of property.

The delegations of authority with respect to the requisitioning of property to Otie M. Reed, Assistant Deputy Director of Food Distribution, issued August 16, 1943 (8 F.R. 11461) and to Sidney N. Gubin, Office of the Director, Office of Distribution, issued June 22, 1944 (9 F.R. 7119), are hereby revoked.

Issued this 22d day of February 1945.

RALPH W OLMSTEAD. Director of Supply.

[F. R. Doc. 45-2947; Filed, Feb. 23, 1915; 11:10 a. m.1

WAR PRODUCTION BOARD.

[C-271]

Wardo Chemical Company, Inc.

CONSENT ORDER

Joseph M. Howard, doing business under the trade name of Howard Oil Company at 296 Water Street, New York City, is engaged in the business of producing and selling type-and-roller-washes and other cleaning fluids used by printers and lithographers. He is also engaged in the same business at the same address under the corporate name of Wardo Chemical Co., Inc., a corporation wholly owned and controlled by himself. He is charged by the War Production Board with violations of General Preference Order M-30 and Allocation Order M-30, as they have been variously amended, with having accepted delivery, under the name of Howard Oil Company, of 1,350 gallons of ethyl alcohol in the second calendar quarter of 1943; 1.512 gallons in the third calendar quarter of 1943; 3,255 gallons in the second calendar quarter of 1944, and 2,646 gallons in the third quarter of 1944, in excess of the respective quantities of ethyl alcohol used by him in the corresponding quarters of the base period designated by these orders; and also with having falsely certified to the War Production Board that the quantities of ethyl alcohol used by him in the second and third calendar quarters of 1944, taken together with all other ethyl alcohol delivered to him during those calendar quarters did not exceed 100 percent of the quantities used by him in the corresponding quarters of the base period year. Joseph M. Howard is further charged with using the trade name Howard Oil Company and the corporate name Wardo Chemical Co., Inc. interchangeably to obtain 1,643 gallons of benzene, also known as benzol, in excess of the quantities authorized or exempted under Conservation Order M-137, and Allocation Order M-137, as, they have been variously amended; and he is fur-

ther charged with violations of these orders by falsely certifying under the trade name and the corporate name interchangeably, to the War Production Board, that the quantities of benzene ordered by him for delivery during the period July 1, 1942, to October 31, 1944, did not exceed the small order exemption of one drum per month in the aggregate so ordered from all his sources of supply whereas by this interchangeable use of his trade name and corporate name, he illegally obtained two drums per month in violation of Conservation Order M-137 and Allocation Order M-137, as amended. He is finally charged with having violated Priorities Regulation 1 by failing to keep adequate records of his contracts or purchase orders and of his deliveries to his customers. Joseph M. Howard is charged with personal knowledge of the restrictions and requirements contained in all of the War Production Board orders and regulations involved and with wilfulness in his commission of the violations charged.

Joseph M. Howard, on behalf of himself, and on behalf of his proprietary business, Howard Oil Company, and the corporate business, Wardo Chemical Co., Inc. which he wholly owns and controls, admits the violations as charged; and he does not care to contest the charge of wilfulness, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Joseph M. Howard, individually, and doing business as Howard Oil Company and Wardo Chemical Co., Inc., the Regional Compliance Chief and the Regional Attorney, and upon the approval of the Compliance Commissioner, It is hereby ordered, That:

(a) Deliveries of any material to Joseph M. Howard, whether individually or under the trade name of Howard Oil Company, or otherwise, and to Wardo Chemical Co., Inc., their successors or assigns, shall not directly or indirectly be granted priority over deliveries under any other contract or order, and no

preference rating shall be assigned, applied, or extended to such deliveries by means of preference rating certificates or orders, general preference orders, or any other orders or regulations of the War Production Board for a period of three months from the effective date of this order; and no allocation including allotments shall directly or indirectly be made to Joseph M. Howard, whether individually or under the trade name of Howard Oll Company, or otherwise, and to Wardo Chemical Co., Inc., their successors or assigns, of any material or product the supply or distribution of which is governed by any order or regulation of the War Production Board for a period of three months.

(b) Joseph M. Howard, whether individually or under the trade name of Howard Oil Company, or otherwise, and Wardo Chemical Co., Inc., their successors or assigns, shall not for three months from the effective date of this order, order or accept delivery of, deliver, put into process, or continue processing ethyl alcohol and benzene, also known as benzol, unless hereafter specifically authorized in writing by the War Production Board.

(c) Nothing contained in this order shall be deemed to relieve Joseph M. Howard, whether individually or under the trade name of Howard Oil Company, or otherwise, and Wardo Chemical Co., Inc., their successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on the date of issuance.

Issued this 22d day of February 1945.

War Production Board, By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 45-2336; Filed, Feb. 22, 1945; 4:15 p. m.]